



LAWS OF ALASKA

1995

Source
HB 151

Chapter No.
26

AN ACT

Relating to magistrate jurisdiction in presumptive death proceedings.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

THE ACT FOLLOWS ON PAGE 1

Approved by the Governor: May 11, 1995
Actual Effective Date: August 9, 1995

AN ACT

1 Relating to magistrate jurisdiction in presumptive death proceedings.

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3 * Section 1. AS 22.15.120(a) is amended to read:

4 (a) A magistrate shall preside only in cases and proceedings under
5 AS 22.15.040, 22.15.100, and 22.15.110, and as follows:

6 (1) for the recovery of money or damages only when the amount
7 claimed, exclusive of costs, interest, and attorney fees, does not exceed \$5,000;

8 (2) for the recovery of specific personal property when the value of the
9 property claimed and the damages for the detention do not exceed \$5,000;

10 (3) for the recovery of a penalty or forfeiture, whether given by statute
11 or arising out of contract, not exceeding \$5,000;

12 (4) to give judgment without action upon the confession of the
13 defendant for any of the cases specified in this section, except for a penalty or
14 forfeiture imposed by statute;

15 (5) to give judgment of conviction upon a plea of guilty or no contest

Chapter 26

1 by the defendant in a criminal proceeding within the jurisdiction of the district court;

2 (6) to hear, try, and enter judgments in all cases involving
3 misdemeanors that are not minor offenses [,] if the defendant consents in writing that
4 the magistrate may try the case;

5 (7) to hear, try, and enter judgments in all cases involving minor
6 offenses and violations of ordinances of political subdivisions;

7 (8) for the extradition of fugitives as authorized under AS 12.70;

8 (9) to provide post-conviction relief under the Alaska Rules of Criminal
9 Procedure for any of the cases specified in (5), (6), or (7) of this section if the
10 conviction occurred in the district court;

11 **(10) for establishing the fact of death of any person in the manner**
12 **prescribed in AS 09.55.020 - 09.55.060.**