

310.15X - CONSTITUTIONAL CONVENTION

C/P No. 16 - General and  
Miscellaneous Provisions

Original

Jan. 19, 1956

(See C/P No. 12)

ACE 585121

Constitutional Convention  
Committee Proposal/16  
January 19, 1956

ALASKA CONSTITUTIONAL CONVENTION

Report of the Committee on Ordinances and Transitional Measures

Honorable William A. Egan  
Alaska Constitutional Convention

Dear President Egan:

Your committee on Ordinances and Transitional Measures submits herewith a proposal for consideration of the Convention.

These are additional miscellaneous matters that can appropriately be considered in conjunction with Committee Proposal No. 12 on "General and Miscellaneous Provisions".

Respectfully submitted,

Robert J. McNealy, Chairman

James Hurley

Herb Hilscher

Seaborn J. Buckalew

Yule F. Kilcher

William W. Knight

W. W. Laws

B. D. Stewart

H. R. VanderLeest

Constitutional Convention  
Committee Proposal/16  
January 19, 1956

Constitutional Convention of Alaska

COMMITTEE PROPOSAL NO. 16

Introduced by Committee on Ordinances and Transitional Measures

GENERAL AND MISCELLANEOUS PROVISIONS

RESOLVED, that the following be agreed upon as part  
of the Alaska State Constitution.

Disclaimer  
Regarding  
Native Lands

1           Section 1. The state of Alaska and its  
2 people do agree that they forever disclaim all  
3 right and title to any lands or other property  
4 not granted or confirmed to the State or its  
5 political subdivisions by or under the authority  
6 of the Act of Admission of this state, the right  
7 or title to which is held by the United States  
8 or is subject to disposition by the United States,  
9 and to any lands or other property (including  
10 fishing rights) the right or title to which may  
11 be held by any Indians, Eskimos, or Aleuts (here-  
12 inafter called natives) or is held by the United  
13 States in trust for said natives; that all such  
14 lands or other property, belonging to the United  
15 States or which may belong to said natives, shall  
16 be and remain under the absolute jurisdiction and  
17 control of the United States until disposed of

1 under its authority, except to such extent as the  
2 Congress has prescribed or may hereafter prescribe  
3 and except when held by individual natives in fee  
4 without restrictions on alienation; and that no  
5 taxes shall be imposed by the State upon any lands  
6 or other property now owned or hereafter acquired  
7 by the United States or which, as hereinabove set  
8 forth, may belong to said natives, except to such  
9 extent as the Congress has prescribed or may here-  
10 after prescribe, and except when held by individual  
11 natives in fee without restriction on alienation;  
12 and no legislative act by the State of Alaska shall  
13 be taken thereon. Nothing in this section shall  
14 prevent this state from accepting any payments in  
15 lieu of taxes that may be authorized by the Congress.  
16 The foregoing ordinance shall be irrevocable with-  
17 out the consent of the United States and the people  
18 of this State.

Consent to  
Enabling Act

19 Section 2. The State of Alaska and its people  
20 hereby consent to all and singular the provisions  
21 of the Enabling Act that is passed by Congress and  
22 approved by the President for the admission of  
23 Alaska into the Union of States.

University  
of Alaska

24 Section 3. The University of Alaska is hereby  
25 established as the state university and constituted

1 a body corporate to continue uninterrupted in all  
2 respects as provided by law.

Constitutional Convention  
Committee Proposals/12/15 & 16  
Style and Drafting/Article XII  
January 30, 1956

ALASKA CONSTITUTIONAL CONVENTION  
REPORT OF THE COMMITTEE ON STYLE AND DRAFTING

Hon. William A. Egan, President  
Alaska Constitutional Convention

Dear President Egan:

Your Committee on Style and Drafting herewith presents its redraft of the Article on General and Miscellaneous for consideration by the Convention.

Respectfully submitted,

George Sundborg, Chairman  
R. Rolland Armstrong  
Edward V. Davis  
Victor Fischer  
Mildred R. Hermann  
James J. Hurley  
Maurice T. Johnson  
George M. McLaughlin  
Katherine D. Nordale

REPORT OF THE COMMITTEE ON STYLE AND DRAFTING

Constitutional Convention  
Committee Proposal/12  
Style and Drafting/Article XII  
January 30, 1956

ALASKA CONSTITUTIONAL CONVENTION

RESOLVED; that the following be agreed  
upon as part of the Alaska State Constitution:

ARTICLE XII

GENERAL AND MISCELLANEOUS

Civil Service 1           Section 1. The legislature shall establish a  
2 system under which the merit principle will govern  
3 the employment of persons by the State.

Retirement 4           Section 2. Membership in employee retirement  
Systems 5 systems of the State or its political subdivisions  
6 shall constitute a contractual relationship. Accrued  
7 benefits of these systems shall not be diminished or  
8 impaired.

Disqualifi- 9           Section 3. No person who advocates, or who aids  
cation for 10 or belongs to any party or organization or associa-  
Disloyalty 11 tion which advocates, the overthrow by force or  
12 violence of the government of the United States or  
13 of the State shall be qualified to hold any public  
14 office of trust or profit under this constitution.

Oath of Office

1 Section 4. All public officers, before entering  
2 upon the duties of their offices, shall take and  
3 subscribe to the following oath or affirmation:  
4 "I do solemnly swear, or affirm, that I will support  
5 and defend the Constitution of the United States  
6 and the Constitution of the State of Alaska, and  
7 that I will faithfully discharge my duties as \_ \_ \_ \_  
8 to the best of my ability". The legislature may  
9 prescribe further oaths or affirmations.

Inter-governmental Relations

10 Section 5. The State and its political sub-  
11 divisions may cooperate with the United States and  
12 its territories and with other states and their  
13 political subdivisions on matters of common interest,  
14 The respective legislative bodies may make appro-  
15 priations for this purpose. The governor shall act  
16 as the agent of the State in all intergovernmental  
17 relations involving the State.

Interpretation

18 Section 6. Titles and subtitles shall not be  
19 used in construing this constitution. Personal  
20 pronouns used in this constitution shall be con-  
21 strued as including persons of both sexes.

General Power

22 Section 7. The enumeration of specified powers  
23 in this constitution shall not be construed as  
24 limiting the powers of the State.

Provisions

25 Section 8. The provisions of this constitution



Self-executing 1 shall be construed to be self-executing whenever  
2 possible.

Law-Making 3 Section 9. As used in this constitution, the  
Powers 4 terms "by law" and "by the legislature", or varia-  
5 tions of these terms, are used interchangeably  
6 when related to law-making powers. Unless clearly  
7 inapplicable, the law-making powers assigned to  
8 the legislature may be exercised by the people  
9 through the initiative, subject to the limitations  
10 of Article XI.

Office of 11 Section 10. Service in the armed forces of  
Profit 12 the United States or of the State is not an office  
13 or position of profit as the term is used in this  
14 constitution.

Consent to 15 Section 11. All provisions of the act admitting  
Enabling Act 16 Alaska to the Union which reserve rights or powers  
17 to the United States, as well as those prescribing  
18 the terms or conditions of the grants of lands or  
19 other property, are consented to fully by the State  
20 and its people.

State 21 Section 12. The University of Alaska is hereby  
University 22 established as the state university and constituted  
23 a body corporate. It shall have title to all real  
24 and personal property now or hereafter set aside  
25 for or conveyed to it. Its property shall be

Board of  
Regents

1 administered and disposed of according to law.  
2 Section 13. The University of Alaska shall  
3 be governed by a board of regents. The regents  
4 shall be nominated and appointed by the governor,  
5 subject to confirmation by a majority of the mem-  
6 bers of the legislature in joint session. The  
7 board shall, in accordance with law, formulate  
8 policy and appoint the president of the university,  
9 He shall be the executive officer of the board.