

Introduced by:	James Baisden
Requested by:	Mitch Flynn
Drafted by:	Mitch Flynn
Introduced on:	03/04/2015
Adopted on:	03/5/2015

**ALASKA FIRE CHIEFS ASSOCIATION
RESOLUTION
NO. 2015-01**

A RESOLUTION OF THE ALASKA FIRE CHIEFS ASSOCIATION SUPPORTING SENATE BILL 43, AND HOUSE BILL 104 AN ACT RELATING TO IMMUNITY FOR A FIRE DEPARTMENT AND EMPLOYEES OR MEMBERS OF A FIRE DEPARTMENT

WHEREAS, SB43 and HB104 provides immunity protection from liability for fire departments and their employees in the performance of their job; and

WHEREAS, it provides immunity protection from liability to municipal fire departments and their employees; and

WHEREAS, an action for tort or breach of a contractual duty based on the act or omission of an employee or member of a fire department in the execution of a function for which the department is established may not be maintained against an employee or member of a fire department; and

WHEREAS, an action for tort or breach of a contractual duty based on the act or omission of an employee or member of a fire department in the execution of a function for which the department is established may not be maintained against a fire department unless the action alleges intentional misconduct or gross negligence; and

WHEREAS, fire department defined means a “fire department that is operated and maintained by a municipality or village”, or “registered with the state fire marshal” that provides services under contract or agreement with a municipality or village;

NOW, THEREFORE BE IT RESOLVED BY THE ALASKA FIRE CHIEFS ASSOCIATION SUPPORTS PASSAGE OF SB43 and HB104.

ADOPTED BY THE ALASKA FIRE CHIEFS ASSOCIATION ON THIS 5TH DAY OF MARCH 2015.

James C Baisden

James Baisden, President, AFCA