

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