



LAWS OF ALASKA

2006

Source
CSHB 446(JUD)

Chapter No.

AN ACT

Relating to the amount of a civil penalty for an unlawful act or practice in the conduct of trade or commerce; and eliminating mandatory continuances in these matters after issuance of an injunction.

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

THE ACT FOLLOWS ON PAGE 1

AN ACT

1 Relating to the amount of a civil penalty for an unlawful act or practice in the conduct of trade
2 or commerce; and eliminating mandatory continuances in these matters after issuance of an
3 injunction.

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5 * **Section 1.** AS 45.50.551(a) is amended to read:

6 (a) A person who violates the terms of an injunction or restraining order
7 issued under AS 45.50.501 shall forfeit and pay to the state a civil penalty of not more
8 than **\$50,000 for each** [\$25,000 PER] violation. For the purposes of this section, the
9 superior court in a judicial district issuing an injunction retains jurisdiction, [AND
10 THE CAUSE SHALL BE CONTINUED,] and, in these cases, the attorney general
11 acting in the name of the state may petition for recovery of the penalties.

12 * **Sec. 2.** AS 45.50.551(b) is amended to read:

13 (b) In an action brought under AS 45.50.501, if the court finds that a person is
14 using or has used an act or practice declared unlawful by AS 45.50.471, the attorney

1 general, upon petition to the court, may recover, on behalf of the state, a civil penalty
2 of **not less than \$1,000 and** not more than **\$25,000 for each** [\$5,000 PER] violation.

3 * **Sec. 3.** The uncodified law of the State of Alaska is amended by adding a new section to
4 read:

5 **APPLICABILITY.** This Act applies to all penalties assessed on or after the effective
6 date of this Act, regardless of when the conduct occurred.