



# LAWS OF ALASKA

2014

**Source**  
HCS SB 200(RLS)

**Chapter No.**  
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## AN ACT

Relating to an action for the death of an unborn child in certain circumstances.

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

THE ACT FOLLOWS ON PAGE 1



## AN ACT

1 Relating to an action for the death of an unborn child in certain circumstances.

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3 \* **Section 1.** The uncodified law of the State of Alaska is amended by adding a new section  
4 to read:

5       **SHORT TITLE.** This Act may be known as Jackson's Law.

6 \* **Sec. 2.** AS 09.15 is amended by adding a new section to read:

7       **Sec. 09.15.018. Action for wrongful death of an unborn child; applicability.** (a) A parent of an unborn child may maintain an action as plaintiff for  
8 the death of an unborn child that was caused by the wrongful act or omission of  
9 another.

11       (b) This section does not apply to acts or omissions that

12           (1) cause the death of an unborn child if those acts or omissions are  
13 committed during a legal abortion to which the pregnant woman or a person  
14 authorized by law to act on her behalf consents or for which consent is implied by law;

15           (2) are committed under usual and customary standards of medical

1 practice during diagnostic testing, during therapeutic treatment, or while assisting a  
2 pregnancy; or

3 (3) are committed by a pregnant woman against herself and her unborn  
4 child.

5 (c) This section does not limit any other cause of action that a parent may  
6 maintain for the death of an unborn child.

7 (d) In this section,

8 (1) "abortion" has the meaning given in AS 18.16.090;

9 (2) "unborn child" has the meaning given in AS 11.81.900.

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

12 **TRANSITION.** This Act applies to actions arising from a wrongful act or omission  
13 that takes place on or after the effective date of this Act.