



# LAWS OF ALASKA

**2006**

**Source**  
CSHB 446(JUD)

**Chapter No.**  
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## **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.

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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 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.