

SENATE BILL NO. 148

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SIXTH LEGISLATURE - FIRST SESSION

BY THE SENATE TRANSPORTATION COMMITTEE BY REQUEST

Introduced: 3/13/09

Referred: Transportation, Judiciary

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to limitation of state liability on certain federal highway programs;**
2 **and providing for an effective date."**

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

4 * **Section 1.** AS 44.42.300 is amended by adding a new subsection to read:

5 (d) An action may not be brought against the state or employees of the state
6 for a claim arising out of design, operations, maintenance, or construction activities
7 performed by, or under the management of, federally recognized tribes in Alaska
8 acting in furtherance of the Indian Reservation Roads Program under 25 C.F.R. 170 or
9 other federal transportation programs or transportation grants designed to benefit
10 tribes.

11 * **Sec. 2.** The uncodified law of the State of Alaska is amended by adding a new section to
12 read:

13 **APPLICABILITY.** This Act applies to claims arising on or after the effective date of
14 this Act.

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

3 REVISOR'S INSTRUCTION. The revisor of statutes shall change the catch line of
4 AS 44.42.300 from "Authorization to participate in certain federal highway programs" to
5 "Participation in certain federal highway programs."

6 * **Sec. 4.** This Act takes effect immediately under AS 01.10.070(c).