



Alaska State Legislature

Representative Anna Fairclough – House District 17

House Bill 149

“An Act relating to drivers’ licenses and to immunity for person who report persons who have a medical or other condition that may impair the ability to operate a motor vehicle.”

Sectional Analysis

Section 1. Amends AS 08.64.326

To provide that a person who is licensed by the Board of Medicine is not subject to discipline by the board if the person makes a report in good faith to the Department of Administration (department) under AS 28.15.156 (added by sec. 2 of the bill).

Section 2. Amends AS 28.15

By adding a new section with a subsection (a), which requires that a person who has a driver’s license, or who applies for a driver’s license, shall disclose to the Department of Administration “if the person has been diagnosed as having a disorder characterized by lapses of consciousness or any other condition that may impair a person’s ability to operate a motor vehicle.” Subsections (b) and (c) authorize a physician, and any other person, to make reports to the department concerning a person who has a medical or other condition that may impair the person’s ability to operate a motor vehicle. Subsection (d) makes reports received confidential. Subsection (e) provides immunity from civil damages for physicians and others who have made reports under subsections (b) and (c) in good faith. Finally, subsection (f) provides a criminal penalty for a person who holds a driver’s license or who is applying for a driver’s license to fail to make the disclosure required under (a).