

HOUSE BILL NO. 145

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE OGAN

Introduced: 2/3/95

Referred: Judiciary

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the standard of proof required for an award of punitive
2 damages in a civil action; and providing for an effective date."

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

4 * **Section 1.** AS 09.17.020 is amended to read:

5 Sec. 09.17.020. PUNITIVE DAMAGES. Punitive damages may not be
6 awarded in an action, whether in tort, contract, or otherwise, unless supported by **proof**
7 **beyond a reasonable doubt of malice or conscious acts showing deliberate**
8 **disregard of another person by the person from whom the punitive damages are**
9 **sought** [CLEAR AND CONVINCING EVIDENCE].

10 * **Sec. 2.** APPLICABILITY. This Act applies to all causes of action accruing on or after
11 the effective date of this Act.

12 * **Sec. 3.** This Act takes effect July 1, 1995.