

HOUSE BILL NO. 361

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - SECOND SESSION

BY REPRESENTATIVE MASEK

Introduced: 1/28/98

Referred: Transportation

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to private maintenance of state highways."

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

3 * Section 1. AS 19.10 is amended by adding a new section to read:

4 Sec. 19.10.095. Private maintenance of state highways. A person who
5 undertakes to maintain a state highway that the department has determined not to
6 maintain during the winter shall, to the extent feasible, provide for two lanes of travel
7 or, if two lanes are not feasible, pull-outs at regular intervals to aid the flow of two-
8 way traffic and for parking areas at regular intervals to allow public access to public
9 lands adjacent to the highway. A person who undertakes to maintain a highway that
10 is not maintained by the department may not recover compensation from the state or
11 the public for the costs that the person incurs in maintaining a highway. A person
12 may not recover civil damages from the state for personal injury, death, or property
13 damage resulting from the private maintenance of a highway that the department has
14 determined not to maintain during the winter.