

**HOUSE BILL NO. 129**

IN THE LEGISLATURE OF THE STATE OF ALASKA  
TWENTY-THIRD LEGISLATURE - FIRST SESSION

**BY REPRESENTATIVE HOLM**

**Introduced: 2/26/03**

**Referred: Transportation, Judiciary**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to recovery of punitive damages resulting from an aviation accident;**  
2 **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(h) is amended to read:

5 (h) Notwithstanding any other provision of law, in an action against

6 **(1)** an employer to recover damages for an unlawful employment  
7 practice prohibited by AS 18.80.220, the amount of punitive damages awarded by the  
8 court or jury may not exceed

9 **(A)** [(1)] \$200,000 if the employer has **fewer** [LESS] than 100  
10 employees in this state;

11 **(B)** [(2)] \$300,000 if the employer has 100 or more but **fewer**  
12 [LESS] than 200 employees in this state;

13 **(C)** [(3)] \$400,000 if the employer has 200 or more but **fewer**  
14 [LESS] than 500 employees in this state; and

1                    **(D) [(4)] \$500,000 if the employer has 500 or more employees**  
2                    **in this state; and**

3                    **(2) an owner or operator of an aviation business to recover**  
4                    **damages resulting from an aviation accident, the amount of punitive damages**  
5                    **awarded by the court or jury may not exceed**

6                    **(A) \$500,000 if the owner or operator has fewer than 100**  
7                    **employees in this state;**

8                    **(B) \$750,000 if the owner or operator has 100 or more but**  
9                    **fewer than 200 employees in this state; and**

10                   **(C) \$1,000,000 if the owner or operator has 200 or more**  
11                   **employees in this state.**

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

14                **APPLICABILITY.** This Act applies to a cause of action that accrues on or after the  
15 effective date of this Act.

16       \* **Sec. 3.** This Act takes effect July 1, 2003.