

HOUSE BILL NO. 336

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

BY REPRESENTATIVE MEYER

Introduced: 1/12/04
Referred: Judiciary

A BILL

FOR AN ACT ENTITLED

1 **"An Act limiting recovery of civil damages by an uninsured driver; and providing for an**
2 **effective date."**

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

4 *** Section 1.** AS 09.65 is amended by adding a new section to read:

5 **Sec. 09.65.300. Nonrecovery for damages for noneconomic losses resulting**
6 **from operating a motor vehicle while uninsured.** In an action to recover damages
7 for personal injury or wrongful death, a person who suffers personal injury or death or
8 the person's personal representative under AS 09.55.570 or 09.55.580 may not recover
9 damages for noneconomic losses if the injury or death occurred while the person was
10 operating a motor vehicle and the person was not in compliance with the motor
11 vehicle liability insurance provisions of AS 28.22.011 or, if applicable, the motor
12 vehicle liability insurance provisions of AS 28.20. In this section, "damages for
13 noneconomic losses" means the compensation claimed for the losses identified in
14 AS 09.17.010(a).

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

3 **APPLICABILITY.** This Act applies to a civil action that accrues on or after the
4 effective date of this Act.

5 * **Sec. 3.** This Act takes effect July 1, 2004.