

**SENATE BILL NO. 166**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-THIRD LEGISLATURE - FIRST SESSION

BY SENATOR OGAN

Introduced: 4/2/03

Referred: Resources, Judiciary

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act providing for the award of full actual attorney fees and costs to a person  
2 aggrieved by unlawful obstruction or hindrance of hunting, fishing, or viewing of fish or  
3 game; amending Rule 82, Alaska Rules of Civil Procedure; and amending Rule 508,  
4 Alaska Rules of Appellate Procedure."

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

6 \* **Section 1.** AS 16.05.791(b) is amended to read:

7 (b) A person aggrieved by a violation of AS 16.05.790 is entitled to recover

8 (1) general damages and special damages, including license and permit  
9 fees, travel costs, guide-outfitting fees, costs for special equipment and supplies, and  
10 other related expenses; **and**

11 (2) full actual attorney fees and costs of an action to collect  
12 damages, fees, and costs under this subsection.

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

1           INDIRECT COURT RULE CHANGE. (a) The provisions of AS 16.05.791(b),  
2 added by sec. 1 of this Act, have the effect of amending Rule 82, Alaska Rules of Civil  
3 Procedure, and Rule 508, Alaska Rules of Appellate Procedure, by providing for the award of  
4 full actual attorney fees to a person aggrieved by a violation of AS 16.05.790.

5           (b) AS 16.05.791(b), added by sec. 1 of this Act, takes effect only if (a) of this section  
6 receives the two-thirds majority vote of each house required by art. IV, sec. 15, Constitution  
7 of the State of Alaska.