

SENATE BILL NO. 345

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-THIRD LEGISLATURE - SECOND SESSION

BY SENATORS SEEKINS, Dyson

Introduced: 2/16/04

Referred: Transportation, Judiciary

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to civil liability associated with aircraft runways, airfields, and landing**
2 **areas."**

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

4 *** Section 1.** AS 09.65.093 is amended to read:

5 **Sec. 09.65.093. Civil liability relating to aircraft runways, airfields, and**
6 **landing areas.** (a) A [NATURAL] person who without compensation maintains or
7 repairs an aircraft runway, airfield, or landing area may not be held civilly liable,
8 except for an act or omission that constitutes gross negligence or recklessness or
9 intentional misconduct, for the injury to or death of a person or for damage to an
10 aircraft, resulting from the use of the runway, airfield, or landing area to take off, land,
11 or operate an aircraft.

12 (b) A [NATURAL] person who is the owner or operator of an aircraft runway,
13 airfield, or landing area that is located on private land is not civilly liable, except for
14 an act or omission that constitutes gross negligence or recklessness or intentional

1 misconduct, for the injury to or the death of a person or for damage to an aircraft,
2 resulting from the use or attempted use of the runway, airfield, or landing area to take
3 off, land, or operate an aircraft while the runway, airfield, or landing area is

4 (1) marked as closed by placement of a large "X" that is readily visible
5 from the air; and

6 (2) listed as closed in the appropriate aeronautical charts and
7 publications published by the Federal Aviation Administration.