

HOUSE BILL NO. 377

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

BY REPRESENTATIVES GARA, Doll, Nelson, Kerttula

Introduced: 2/19/08

Referred: Health, Education and Social Services, Judiciary

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to liability for harm to children who are in the custody of the state."**

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

3 * **Section 1.** AS 47.10.960 is amended to read:

4 **Sec. 47.10.960. Civil liability.** Except as provided in (b) of this section,
5 failure [FAILURE] to comply with a provision of this title does not constitute a basis
6 for civil liability for damages.

7 * **Sec. 2.** AS 47.10.960 is amended by adding a new subsection to read:

8 (b) The state is not immune from liability for a negligent act of a state
9 employee who is acting in the employee's official capacity under this title if the act
10 results in injury to or death of a child who is in the custody of the state.