

**HOUSE BILL NO. 124**

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

**BY REPRESENTATIVES MILLETT, Chenault, Peggy Wilson**

**Introduced: 1/26/11**

**Referred: Labor and Commerce, Judiciary**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act requiring a person who commences a cause of action seeking to delay a project**  
2 **on state or private land to provide security equal to 10 percent of the value of the project**  
3 **to protect a person who is wrongfully delayed."**

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

5 **\* Section 1.** AS 09.40.230 is amended by adding a new subsection to read:

6 (b) A party seeking a restraining order, preliminary injunction, or order  
7 staying or otherwise delaying a project on state land, land owned by a political  
8 subdivision of the state, or private land shall give security in an amount equal to 10  
9 percent of the value of the project for costs that may be incurred and damages that  
10 may be suffered, including reasonable attorney fees, by a party that has been  
11 wrongfully restrained, enjoined, stayed, or delayed. The security required by this  
12 subsection must be in the form of a bond or irrevocable letter of credit from a financial  
13 institution with its principal place of business located in the United States.