

**HOUSE BILL NO. 308**

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

**BY REPRESENTATIVES MILLETT, Muñoz**

**Introduced: 2/12/16**

**Referred: Labor and Commerce, Judiciary**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to the limitation of liability for the inspection, installation, or**  
2 **adjustment of a child safety seat or in providing education regarding the installation or**  
3 **adjustment of a child safety seat."**

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

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

6 **Sec. 09.65.094. Liability for inspection, installation, or adjustment of a**  
7 **child safety seat.** (a) Except as provided in (b) of this section, a person other than a  
8 manufacturer of child safety seats or an agent or employee of a manufacturer of child  
9 safety seats is not liable for civil damages as a result of an act or omission that occurs  
10 in the inspection, installation, or adjustment of a child safety seat or in providing  
11 education regarding the installation or adjustment of a child safety seat if

12 (1) the person

13 (A) has successfully completed the National Child Passenger  
14 Safety Certification Training program and maintains a current child passenger

1 safety technician or technician instructor certification issued under that  
2 program;

3 (B) offers or arranges a nonprofit child safety seat educational  
4 program, checkup event, or checking station program for the public with  
5 instruction by certified child passenger safety technicians or technician  
6 instructors; or

7 (C) owns property where a nonprofit child safety seat  
8 educational program, checkup event, or checking station program for the  
9 public occurs with instruction by certified child passenger safety technicians or  
10 technician instructors; and

11 (2) the services are provided

12 (A) without a fee, other than for the reimbursement of actual  
13 expenses;

14 (B) in good faith; and

15 (C) within the scope of training for which the person is  
16 currently certified.

17 (b) This section does not apply to a civil action

18 (1) for damages resulting from gross negligence or willful or wanton  
19 misconduct; or

20 (2) where the inspection, installation, or adjustment of a child safety  
21 seat, or education provided regarding the inspection, installation, or adjustment of a  
22 child safety seat, is performed in conjunction with the for-profit sale of a child safety  
23 seat.

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

26 APPLICABILITY. AS 09.65.094, enacted by sec. 1 of this Act, applies to causes of  
27 action that accrue on or after the effective date of this Act.