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IN THE HOUSE

BY MR. SANDERS  
BY REQUEST

HOUSE BILL NO. 193

IN THE LEGISLATURE OF THE STATE OF ALASKA

SECOND LEGISLATURE - FIRST SESSION

A BILL

For an Act entitled: "An Act relating to damages in actions for wrongful death; amending the first paragraph of Sec. 61-7-3, ACLA 1949 as last amended by Ch. 163, SLA 1960."

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

Section 1. The first paragraph of Sec. 61-7-3, ACLA 1949 as amended by Ch. 89, SLA 1949, Ch. 153, SLA 1955, Ch. 6, SLA 1957, and Ch. 163, SLA 1960 is amended to read:

Sec. 61-7-3. ACTION FOR WRONGFUL DEATH: DISPOSITION OF AMOUNT RECOVERED. When the death of a person is caused by the wrongful act or omission of another, the personal representatives of the former may maintain an action therefor [THEREFORE] against the latter, if the former might have maintained an action, had he lived, against the latter for an injury done by the same act or omission. Such action shall be commenced within two years after the death, and the damages therein shall [,] be such damages as the court or jury may deem fair and just and the amount recovered, if any, shall be exclusively for the benefit of the decedent's husband or wife and children when he or she leaves a husband, wife or children, him or her surviving or other dependents; and when he or she leaves no husband, wife or children, or other dependents, him or her surviving, [OR OTHER DEPENDENTS,] the amount recovered shall be administered as [OTHER] personal

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property of the deceased person [BUT SHALL BE LIMITED TO  
PECUNIARY LOSS]. When the Plaintiff prevails, the trial  
court shall determine the allowable costs and expenses of the  
action and may, in its discretion, require notice and hearing  
thereon. The amount recovered shall be distributed only  
after payment of all costs and expenses of suit and debts and  
expenses of administration.