

1 IN THE SENATE

BY SENATOR SMITH

2 SENATE BILL NO. 72

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SECOND LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act to provide for the recovery of  
7 civil damages from a parent or guardian due  
8 to the malicious or wilful destruction of  
9 property by minors; amending sec. 1, Ch. 98,  
10 SLA 1957; and providing for an effective  
11 date."

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

13 Section 1. Sec. 1, Ch. 98, SLA 1957 is amended to read:

14 Section 1. CIVIL LIABILITY OF PARENT: PENALTIES. Any  
15 person, individual, partnership, municipal corporation,  
16 private corporation, association, village, school district  
17 or any religious or charitable organization, whether incor-  
18 porated or unincorporated, shall be entitled to recover  
19 full damages in a civil action [IN AN AMOUNT NOT TO EXCEED  
20 FIVE HUNDRED DOLLARS (\$500.00)] and court costs, in a court  
21 of competent jurisdiction, from either parent or both parents  
22 or the legal guardian or person having the legal custody of  
23 any unemancipated minor under the age of 18 years, who  
24 maliciously or wilfully destroys property, real, personal or  
25 mixed, belonging to such person, individual, partnership,  
26 municipal corporation, private corporation, association,  
27 village, school district or any religious or charitable  
28 organization, whether incorporated or unincorporated; provided,  
29 however, that a state [TERRITORIAL] agency or its agents,

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including any persons working in or responsible for the operation of any foster, receiving, or detention home, or children's institution, shall not be subject to such liability for the acts of unemancipated minors placed in their charge or custody.

Sec. 2. This Act takes effect on the day after its passage and approval or on the day it becomes law without such approval.