

Introduced: 3/8/63
Referred: Judiciary

1 IN THE SENATE

RULES COMMITTEE
BY REQUEST OF THE GOVERNOR

2

SENATE BILL NO. 155

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

THIRD LEGISLATURE - FIRST SESSION

5

A BILL

6

For an Act entitled: "An Act relating to changes in
7 Civil Statutes of Limitation; and
8 providing for an effective date."

9

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

10

* Section 1. AS 09.10.060(b) is amended to read:

11

(b) No person may bring an action upon a statute for

12

penalty or forfeiture [WHERE THE ACTION IS GIVEN TO THE

13

PARTY AGGRIEVED OR TO THAT PARTY AND THE STATE] unless

14

brought within three years [, EXCEPT WHERE THE STATUTE

15

IMPOSING IT PRESCRIBES A DIFFERENT LIMITATION].

16

* Sec. 2. AS 09.10.070 is amended to read:

17

Sec. 09.10.070. ACTIONS TO BE BROUGHT IN TWO YEARS. No

18

person may bring an action (1) for libel, slander, assault,

19

battery, seduction, false imprisonment, or for any injury to

20

the person or rights of another not arising on contract and

21

not specifically provided otherwise; [(2) UPON A STATUTE FOR

22

A FORFEITURE OR PENALTY TO THE STATE; OR (3)] or (2) upon a

23

liability created by statute, other than a penalty or for-

24

feiture; unless commenced within two years.

25

* Sec. 3. AS 09.10.090 is repealed.

26

* Sec. 4. AS 09.10.120 is amended to read:

27

Sec. 09.10.120. ACTIONS IN NAME OF STATE, POLITICAL

28

SUBDIVISIONS, OR PUBLIC CORPORATIONS. An action brought in

29

the name of or for the benefit of the state, any political

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29

subdivision, or public corporation may be commenced only within six years of the date of accrual of the cause of action. However, if the action is for relief on the ground of fraud, the limitation commences from the time of discovery by the aggrieved party of the facts constituting the fraud. This section shall apply to all causes of action existing after May 1, 1963 and all causes of action accruing after May 1, 1963.

* Sec. 5. This Act takes effect on the day after its passage and approval or on the day it becomes law without such approval.