

1 IN THE SENATE

BY THE JUDICIARY COMMITTEE

2 SENATE BILL NO. 208

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRD LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to suits by or against a  
7 borough, city, or other public corporation  
8 of like character."

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

10 \* Section 1. AS 09.65.070 is amended to read:

11 Sec. 09.65.070. SUITS AGAINST INCORPORATED UNITS OF  
12 LOCAL GOVERNMENT [LOCAL GOVERNMENTS AND PUBLIC CORPORATIONS].  
13 An action may be maintained against an incorporated borough,  
14 city, or other public corporation of like character [A UNIT  
15 OF LOCAL GOVERNMENT OR PUBLIC CORPORATION] in its corporate  
16 character and within the scope of its authority, or for an  
17 injury to the rights of the plaintiff arising from some act  
18 or omission of the unit of local government [OR PUBLIC  
19 CORPORATION].

20 \* Sec. 2. AS 09.65 is amended by adding a new section to  
21 read:

22 Sec. 09.65.080. SUITS BY INCORPORATED UNITS OF LOCAL  
23 GOVERNMENT. An action may be maintained by an incorporated  
24 borough, city, or other public corporation of like character  
25 in its corporate name, and upon a cause of action accruing  
26 to it in its corporate character

27 (1) upon a contract made with the public corpora-  
28 tion;

29 (2) upon a liability prescribed by law in favor

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of the public corporation;

(3) to recover a penalty or forfeiture given to  
the public corporation;

(4) to recover damages for an injury to the  
corporate rights or property of the public corporation.