

Introduced: 5/2/75
Referred: Judiciary

1 IN THE HOUSE

BY M. BEIRNE

2 HOUSE BILL NO. 476

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to attorney fees in medical malpractice
7 cases."

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

9 * Section 1. AS 08.08 is amended by adding a new section to read:

10 Sec. 08.08.235. ATTORNEY FEES IN MEDICAL MALPRACTICE ACTIONS. (a)

11 In a medical malpractice action it is unlawful for the attorney for the
12 plaintiff to charge his client a fee greater than the following amounts:

- 13 (1) 25 per cent of the first \$5,000 awarded the plaintiff;
14 (2) 10 per cent of any amount awarded in excess of \$5,000.

15 (b) If a decision in a medical malpractice action is appealed to
16 a higher court, the court on appeal may increase the fees for the
17 plaintiff's attorney.

18 (c) An attorney who violates (a) of this section is guilty of a
19 misdemeanor, and upon conviction is punishable by a fine of not more than
20 \$1,000, or by imprisonment for not more than one year, or by both.
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