

Introduced: 1/19/76  
Referred: Commerce and  
Judiciary

1 IN THE SENATE

BY KERTTULA AND HUBER

2 SENATE BILL NO. 549

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to attorney fees in medical malprac-  
7 tice 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.

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

14 (1) 33-1/3 percent of the first \$100,000 awarded the plaintiff;

15 (2) 25 percent of the amount awarded the plaintiff which is  
16 over \$100,000 but under \$300,000; and

17 (3) 18 percent of the amount awarded the plaintiff which is  
18 over \$300,000.

19 (b) If a decision in a medical malpractice action is appealed,  
20 the court on appeal may increase the fees for the plaintiff's attorney.

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