

Introduced: 3/9/77
Referred: Judiciary

1 IN THE HOUSE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 HOUSE BILL NO. 330

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the civil liability of convicted
7 felons to their victims."

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

9 * Section 1. AS 09.55 is amended by adding a new section to read:

10 ARTICLE 9. CIVIL ACTIONS AGAINST CONVICTED FELONS.

11 Sec. 09.55.600. CIVIL ACTIONS AGAINST CONVICTED FELONS. (a) In
12 a civil action for damages arising out of an intentional act committed
13 against a person, his property, or his economic interests, a prior
14 felony conviction of the defendant for the same act is conclusive
15 evidence as to all factual issues common to both the criminal action
16 and the civil action and which were necessary for the conviction in
17 the criminal action.

18 (b) In a civil action where factual issues are established by a
19 conclusive presumption under (a) of this section, there shall be, in
20 addition to the general and special damages awarded to the plaintiff,
21 an award of punitive damages in an amount equal to those general and
22 special damages.

23 (c) For purposes of this section, "conviction" includes a con-
24 viction by trial, guilty plea, and plea of nolo contendere.
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