

Introduced: 2/7/80  
Referred: Judiciary

1 IN THE HOUSE

BY MUNSON, BUCHHOLDT, MCKINNON,  
MILES AND ROGERS

2 HOUSE BILL NO. 686

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to donors of food to nonprofit organi-  
7 zations."

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

9 \* Section 1. AS 17.20 is amended by adding a new section to read:

10 Sec. 17.20.345. LIMITATION OF CIVIL AND CRIMINAL LIABILITY OF  
11 DONORS OF FOOD. (a) A person who in good faith donates food for use or  
12 distribution by a nonprofit organization may not be liable for civil  
13 damages, except in the case of gross negligence, or subject to criminal  
14 prosecution resulting from adulteration or misbranding of the donated  
15 food.

16 (b) This section does not limit the liability of a nonprofit  
17 organization accepting food under (a) of this section. A nonprofit  
18 organization may request that the commissioner inspect donated food to  
19 determine if the food is adulterated or misbranded.

20 (c) In this section "gross negligence" means the intentional  
21 failure to perform a duty with reckless disregard of consequences that  
22 affect the life or property of another.

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