

Introduced: 2/17/83
Referred: Judiciary

1 IN THE SENATE

BY MOSS

2

SENATE BILL NO. 131

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

THIRTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act providing for immunity from civil liability
7 for certain persons who render service in response to
8 a disaster relief operation; and providing for an
9 effective date."

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

11 * Section 1. AS 09.65 is amended by adding a new section to read:

12 Sec. 09.65.091. CIVIL LIABILITY FOR RESPONDING TO DISASTER. (a)
13 A person who provides equipment or services on the request of a police
14 agency, fire department, rescue or emergency squad, or other govern-
15 mental agency during a state of emergency declared by an authorized
16 representative of the state or local government is not liable for the
17 death of or injury to any person or damage to any property caused by
18 that person's actions, except when the trier of fact finds that the
19 person acted intentionally, recklessly, or with gross negligence.

20 (b) This section does not affect the right of a person to re-
21 ceive benefits to which the person would otherwise be entitled under
22 the worker's compensation law or under any pension law, nor does it
23 affect entitlement to any other benefits or compensation authorized by
24 state or federal law.

25 * Sec. 2. This Act takes effect immediately in accordance with AS 01.-
26 10.070(c).