

1 IN THE HOUSE

BY MARTIN AND GRUENBERG
BY REQUEST

2

HOUSE BILL NO. 258

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act relating to the civil liability of, and
7 liability insurance for, foster parents."

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

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

10 Sec. 09.65.093. CIVIL LIABILITY OF FOSTER PARENTS. (a) Not-
11 withstanding other provisions of law, a foster parent is not liable
12 for civil damages as a result of

13 (1) acts or omissions by a minor placed in the care of the
14 foster parent under AS 47; or

15 (2) negligent acts or omissions by the foster parent that
16 result in harm to a minor placed in the care of the foster parent
17 under AS 47.

18 (b) This section does not preclude liability for civil damages
19 as a result of gross negligence or reckless or intentional misconduct
20 by a foster parent.

21 * Sec. 2. AS 47.35 is amended by adding a new section to read:

22 Sec. 47.35.110. LIABILITY INSURANCE. The department shall
23 provide liability insurance free of charge to a foster parent in whose
24 care a child is placed under this title. The liability insurance
25 shall cover the loss of or damage to property of the foster parent, or
26 property under the lawful control of the foster parent, resulting from
27 misconduct by a child placed in the care of the foster parent under
28 this title.