

1 IN THE HOUSE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2

HOUSE BILL NO. 417

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act limiting liability relating to release and
7 supervision of persons in state custody; and provid-
8 ing for an effective date."

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

10 * Section 1. AS 09.50 is amended by adding a new section to read:

11 Sec. 09.50.255. IMMUNITY; PERSONS IN STATE CUSTODY. (a) Except
12 as provided in (b) of this section, the state, its employees, and
13 state contractors and their employees, are immune from liability for
14 negligence in release and supervision of persons in state custody who
15 are on parole, probation, furlough, work release, or similar condi-
16 tional release, from confinement, detention, hospitalization, or
17 similar restriction of free movement.

18 (b) This section does not affect the liability of the state, its
19 employees, and state contractors and their employees for gross negli-
20 gence. For the purposes of this section, "gross negligence" means
21 reckless disregard for the safety of individual, identifiable victims.

22 * Sec. 2. This Act takes effect immediately under AS 01.10.070(c).