

Original sponsor: Ulmer

1 IN THE HOUSE

BY THE LABOR AND  
COMMERCE COMMITTEE

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CS FOR HOUSE BILL NO. 517 (L&C)

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IN THE LEGISLATURE OF THE STATE OF ALASKA

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FIFTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

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For an Act entitled: "An Act relating to civil liability of certain volunteers."

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

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

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Sec. 09.65.098. CIVIL LIABILITY OF CERTAIN VOLUNTEERS. (a) A

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person working as a volunteer for the state, for a municipality, or

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for a nonprofit entity is not liable for civil damages as a result of

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an act or omission while acting in good faith and within the person's

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official functions and duties.

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(b) This section does not preclude liability for civil damages

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as a result of

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(1) gross negligence, recklessness, or intentional misconduct;

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or

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(2) negligence, to the extent that the negligent person is

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insured against liability for the negligence.

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(c) This section does not affect

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(1) a civil action brought by the state, a municipality, or

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a nonprofit entity against, respectively, a volunteer of the state,

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the municipality, or the entity;

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(2) the liability of the state, a municipality, or a non-

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profit entity with respect to injury caused to a person.

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(d) In this section,

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(1) "municipality" has the meaning given in AS 01.10.060

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and includes a public corporation established by a municipality;

1                   (2) "nonprofit entity" means an entity  
2                    (A) incorporated under AS 10.20; or  
3                    (B) exempt from taxation under 26 U.S.C. 501(c)(3)  
4                    (Internal Revenue Code of 1954);  
5                    (3) "volunteer" means a person who receives financial  
6                    consideration of not more than \$500 a year, not including reimburse-  
7                    ment for expenses actually incurred, for services performed for the  
8                    state, a municipality, or a nonprofit entity.