

Introduced: 2/3/89  
Referred: Judiciary

go00989s

1 IN THE SENATE

BY THE RULES COMMITTEE BY  
REQUEST OF THE GOVERNOR

2

SENATE BILL NO. 159

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

SIXTEENTH LEGISLATURE - FIRST 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 or 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 simi-  
17 lar 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).