

**HOUSE BILL NO. 302**  
**IN THE LEGISLATURE OF THE STATE OF ALASKA**  
**SEVENTEENTH LEGISLATURE - FIRST SESSION**

**BY THE HOUSE JUDICIARY COMMITTEE**

**Introduced: 4/26/91**

**Referred: Labor & Commerce, Judiciary, Finance**

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to malpractice insurance for certain persons who are in a regulated  
2 occupation or profession."

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

4 \* **Section 1.** AS 08.02 is amended by adding a new section to read:

5           Sec. 08.02.040. MALPRACTICE INSURANCE REQUIRED. (a) A person in an  
6 occupation or profession regulated under this title shall obtain malpractice insurance from an  
7 insurer authorized to do business in this state if judgment has been entered against the person for  
8 civil damages and the civil damages resulted from an act or omission arising out of the person's  
9 occupation or profession. Malpractice insurance required under this section must provide  
10 coverage for negligent acts or omissions arising out of the occupation or profession of the insured  
11 and must be maintained in effect until the judgment is satisfied or the parties to the judgment  
12 have entered into a settlement agreement.

13           (b) A person who is required to obtain malpractice insurance under this section shall  
14 provide a copy of the judgment and proof of the required insurance, or a copy of the satisfaction

1 or settlement of the judgment, to the division of occupational licensing within 45 days after  
2 judgment is entered. The license of a person who fails to comply with this section shall be  
3 suspended for a period of one year.

4 (c) The division of occupational licensing shall

5 (1) in coordination with the division of risk management, adopt regulations that  
6 establish minimum malpractice insurance requirements for each regulated occupation or  
7 profession;

8 (2) upon issuance or renewal of a license, notify each person in an occupation or  
9 profession regulated under this title of the requirements of this section.

10 (d) A court that enters a judgment for civil damages resulting from an act or omission  
11 arising out of the liable person's occupation or profession, shall, if that person's occupation or  
12 profession is regulated under this title, forward a copy of the judgment to the division of  
13 occupational licensing.

14 (e) This section does not apply to a person who is required to have insurance or to  
15 provide a bond as a condition of licensing, or to a person who is no longer employed in the  
16 occupation or profession that resulted in an award of civil damages, or to an occupation or  
17 profession regulated under this title that is unrelated to the occupation or profession that resulted  
18 in an award of civil damages.

19 (f) In this section, "malpractice insurance" has the meaning given in AS 21.12.070(a)(10).