

HOUSE BILL NO. 464

**IN THE LEGISLATURE OF THE STATE OF ALASKA
SEVENTEENTH LEGISLATURE - SECOND SESSION**

BY REPRESENTATIVES BAKER, Brown, Hudson, Martin, Parnell, Leman, B.Davis

Introduced: 2/12/92

Referred: Labor & Commerce, Judiciary, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to civil liability of certain volunteers."

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

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

4 Sec. 09.65.098. CIVIL LIABILITY OF CERTAIN VOLUNTEERS. (a) A person
5 working as a volunteer for the state, a political subdivision of the state, a hospital, or a nonprofit
6 entity is not liable for civil damages resulting from an act or omission that occurs while the
7 person is acting in good faith and within the scope of the person's functions and duties as a
8 volunteer.

9 (b) This section does not preclude liability for civil damages as a result of gross
10 negligence, recklessness, or intentional misconduct.

11 (c) This section does not affect the liability of the state, a political subdivision of the
12 state, a hospital, or a nonprofit entity.

13 (d) In this section,

14 (1) "hospital" has the meaning given in AS 18.20.130 and includes a hospital

1 owned or operated by the state, a political subdivision of the state, or the federal government;
2 (2) "nonprofit entity" means an entity
3 (A) incorporated under AS 10.20; or
4 (B) exempt from taxation under 26 U.S.C. 501(c)(3) (Internal Revenue
5 Code of 1954);
6 (3) "volunteer" means a person who does not receive financial consideration,
7 except for reimbursement for expenses actually incurred, for services performed for the state, a
8 political subdivision of the state, a hospital, or a nonprofit entity.