

SENATE BILL NO. 214**IN THE LEGISLATURE OF THE STATE OF ALASKA****SEVENTEENTH LEGISLATURE - FIRST SESSION****BY THE SENATE RULES COMMITTEE BY REQUEST OF THE GOVERNOR****Introduced: 3/20/91****Referred: HES and Judiciary****A BILL****FOR AN ACT ENTITLED**

1 "An Act limiting liability relating to release and supervision of persons in state custody;
2 and providing for an effective date."

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

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

5 Sec. 09.50.255. IMMUNITY; PERSONS IN STATE CUSTODY. (a) Except
6 as provided in (b) of this section, the state, its employees, and state contractors and
7 their employees are immune from liability for negligence in release or supervision of
8 persons in state custody who are on parole, probation, furlough, work release, or
9 similar conditional release from confinement, detention, hospitalization, or similar
10 restriction of free movement.

11 (b) This section does not affect the liability of the state, its employees, and
12 state contractors and their employees for gross negligence. For the purposes of this
13 section, "gross negligence" means reckless disregard for the safety of individual,
14 identifiable victims.

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