

**HOUSE BILL NO. 360**

**IN THE LEGISLATURE OF THE STATE OF ALASKA**

**EIGHTEENTH LEGISLATURE - SECOND SESSION**

**BY REPRESENTATIVE BUNDE**

**Introduced: 1/11/94**

**Referred: Labor & Commerce, Judiciary**

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to civil liability for guest passengers on an aircraft or  
2 watercraft; and providing for an effective date."

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

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

5           **Sec. 09.65.112. CIVIL LIABILITY FOR AIRCRAFT AND WATERCRAFT**  
6 **GUEST PASSENGERS.** (a) An owner or operator of an aircraft or watercraft is not  
7 liable for the civil damages of a person being transported in the owner's or operator's  
8 aircraft or watercraft if the owner or operator is not being compensated for the  
9 transportation.

10           (b) This section does not apply to a civil action for damages resulting from  
11               (1) gross negligence or reckless or intentional misconduct;  
12               (2) an act or omission of an owner or operator of an aircraft who is a  
13 common carrier; or  
14               (3) an act or omission of an owner or operator of an aircraft that occurs

1 while demonstrating an aircraft to a prospective buyer.

2 (c) In this section, "compensated" means substantial payment in money,  
3 services, or materials, but does not include a token payment.

4 \* Sec. 2. This Act applies to a cause of action that accrues on or after the effective date  
5 of this Act.

6 \* Sec. 3. This Act takes effect July 1, 1994.