

CS FOR HOUSE BILL NO. 360(L&C)
IN THE LEGISLATURE OF THE STATE OF ALASKA
EIGHTEENTH LEGISLATURE - SECOND SESSION

BY THE HOUSE LABOR AND COMMERCE COMMITTEE

Offered: 3/28/94

Referred: Judiciary

Sponsor(s): REPRESENTATIVE BUNDE

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 or**
13 **watercraft who is a common carrier; or**

14 **(3) an act or omission of an owner or operator of an aircraft or**

1 watercraft that occurs while demonstrating an aircraft or watercraft to a prospective
2 buyer.

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

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

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