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Introduced: 2/18/75  
Referred: Commerce and  
Judiciary

1 IN THE HOUSE

BY PARR

2 HOUSE BILL NO. 178

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to third-party beneficiaries of express  
7 or implied warranties."

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

9 \* Section 1. AS 45.05.104 is amended to read:

10 Sec. 45.05.104. THIRD-PARTY BENEFICIARIES OF WARRANTIES EXPRESS OR  
11 IMPLIED. A seller's warranty whether express or implied extends to any  
12 [A NATURAL] person who may reasonably be expected to [IS IN THE FAMILY OR  
13 HOUSEHOLD OF HIS BUYER OR WHO IS A GUEST IN HIS HOME IF IT IS REASONABLE  
14 TO EXPECT THAT THE PERSON MAY] use, consume, or be affected by the goods  
15 and who is injured [IN PERSON] by breach of the warranty. A seller may  
16 not exclude or limit the operation of this section.

17 *Modeled after U.C.C.*

18 *Warranty presently applies to buyer*

19 *Allows suits only for prop - not personal damages*

20  
21  
22 *property*

82.

House Judiciary Committee  
April 9, 1975

The meeting was called to order at 1:15 by Chairman Gardiner.  
All members were present.

HB 178 Third Party Beneficiaries

Mr. Parr, sponsor of the bill, testified that it broadens injury coverage and adds property coverage. The bill incorporates the language in the new Uniform Commercial Code. The bill was passed out of committee, do pass.

HB 390 Conflict of Interest

The bill was introduced to allow municipal officers to practice before boards and commissions, as long as they are not members of the commission.

The following amendments were made to the bill:

line 14, page 1: after "member of a" insert: "municipal body"

line 16, page 1: after "function of the" insert: "municipal body"

line 24, page 1: after "chairman or" insert: member of a municipal body or"

CS HB 390 was passed out of committee, do pass.

HB 175 Department of Labor

Joe McKinnon, sponsor of the bill, testified that it was a housekeeping measure. At present the Department of Labor issues cease and desist orders on the basis of an AG opinion that they have authority to do so. This bill gives them statutory authority to do so.

The three year requirement is already mandatory under other statutes so merely makes the statutes consistent.

Mr. Brown moved HB 175 out of committee, do pass. There being no objection, it was so ordered.

HB 312 King crab processing

Rep. Naughton, sponsor of the bill, testified that there currently is a problem getting processing plants closed when in violation and re-opened when the problem has been corrected. The Quality Control Board needs the ability to take immediate action.

The bill puts the board on a fiscal year basis and will involve no state monies. The Board recommends passage of the bill.

Mr. Brown moved HB 312 out of committee, do pass. There being no objection, it was so ordered.