



# LAWS OF ALASKA

1987

**Source**

CSHB 88(Jud) am

**Chapter No.**

31

**AN ACT**

Relating to private and class actions under the Alaska Unfair Trade Practices and Consumer Protection Act.

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

THE ACT FOLLOWS ON PAGE 1, LINE 10

UNDERLINED MATERIAL INDICATES TEXT THAT IS BEING ADDED TO THE LAW AND BRACKETED MATERIAL IN CAPITAL LETTERS INDICATES DELETIONS FROM THE LAW; COMPLETELY NEW TEXT OR MATERIAL REPEALED AND RE-ENACTED IS IDENTIFIED IN THE INTRODUCTORY LINE OF EACH BILL SECTION.

Approved by the Governor: May 30, 1987  
Actual Effective Date: August 28, 1987

AN ACT

Relating to private and class actions under the Alaska  
Unfair Trade Practices and Consumer Protection Act.

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\* Section 1. AS 45.50.531(a) is amended to read:

(a) A person who [PURCHASES OR LEASES GOODS OR SERVICES AND THEREBY] suffers an ascertainable loss of money or property [, REAL OR PERSONAL,] as a result of another person's act or practice declared unlawful by AS 45.50.471 [,] may bring a civil action [IN THE JUDICIAL DISTRICT IN WHICH THE SELLER OR LESSOR RESIDES OR HAS THE PRINCIPAL PLACE OF BUSINESS OR IS DOING BUSINESS,] to recover actual damages or \$200, whichever is greater. The court [JURY OR, IF THE ACTION IS TRIED WITHOUT A JURY, THE JUDGE] may, in cases of wilful violation, award up to three times the actual damages sustained. The [, AND IN ALL CASES THE] court may provide other [EQUITABLE] relief it considers necessary and [OR] proper.

\* Sec. 2. AS 45.50.531(g) is repealed and reenacted to read:

(g) In an action brought under this chapter, the court may award the prevailing party all or a portion of the actual costs and attorney fees incurred by the party.

\* Sec. 3. AS 45.50.531(h) is repealed and reenacted to read:

(h) If the basis for the action is the fault of the manufacturer or supplier of the merchandise, the manufacturer or supplier who is at fault is liable for the damages awarded against the retailer under

Chapter 31

1       this chapter.  
2       \* Sec. 4. AS 45.50.531(b) and (d) are repealed.  
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