

HB 61 -- Redline

HB 61 to Enrolled -- An Act relating to restrictions on firearms and other weapons.

Deletions ~~struck~~ · Insertions underlined

~~33-LS0333\A~~ALASKA HOUSE OF BILL ~~ALASKA NO.~~Source Chapter No.

~~61~~SCS INCSHB THE ~~61~~(JUD) LEGISLATURE ~~am~~ OFS THE _____ STATE ~~AN~~ OF ACT ALASKA Relating THIRTY-THIRD to
LEGISLATURE restrictions -on FIRST firearms SESSION and BY other REPRESENTATIVES weapons. TILTON, McCabe,
Vance, C. Johnson, Carpenter, Prax, Wright, Rauscher, McKay, Cronk, Ruffridge, Saddler, Shaw,
Tomaszewski, Sumner, Allard, Coulombe, Foster, D. Johnson, Stapp Introduced:

~~2/6/23~~ _____ Referred: BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

CommunityTHE and ACT Regional FOLLOWS Affairs, ON State PAGE Affairs 1 A Enrolled BILL HB FOR 61 AN ACT
ENTITLED Relating "An Act relating to restrictions on firearms and other weapons." weapons. ~~BE IT ENACTED~~
~~BY THE LEGISLATURE OF THE STATE OF ALASKA:~~

* Section 1.

The uncodified law of the State of Alaska is amended by adding a new section to read:

LEGISLATIVE INTENT.

It is the intent of the legislature that this Act does not affect the ability of the state or a
municipality to exercise its duties under AS 29.35.145.

* Sec.

2.

(a) During a disaster emergency declared under AS 26.23.020, the governor, a state agency, or a municipality may not issue or adopt an order, proclamation, regulation, ordinance, or policy (1) forbidding the possession, use, or transfer of a firearm, a firearm part, a firearm accessory, ammunition, or other weapon for personal use;

(2) ordering the seizure or confiscation of a firearm, a firearm part, a firearm accessory, ammunition, or other weapon for personal use;

-1- Enrolled HB 61 (3) limiting the quantity or placing other restrictions on the sale or service of firearms, firearm parts, firearm accessories, ammunition, or other weapons for personal use;

(4) unless ~~the~~ a closure or limitation applies equally to all forms of ~~HB0061a -1- HB 61 New Text Underlined~~ ~~[DELETED TEXT BRACKETED]~~ ~~33-LS0333\A~~ commerce within the jurisdiction, closing or limiting the operating hours of (A) an entity engaged in the sale or service of firearms, firearm parts, firearm accessories, ammunition, or other weapons for personal use;

(b) This section does not apply to the possession of a firearm, a firearm part, a firearm accessory, ammunition, or other weapon by a person who is prohibited from legally possessing a firearm, a firearm part, a firearm accessory, ammunition, or other weapon under state law.

(c) A person may bring a civil action in superior court if the person is adversely affected by a violation of (a) of this ~~section,~~ section and the person is (1) qualified under state law to possess a firearm, a firearm part, a firearm accessory, ammunition, or other weapon;

~~(d) Notwithstanding AS 09.17.020(f) - (h), a prevailing plaintiff under (c) of this section may recover (1) the greater amount of actual economic damages or punitive damages in the amount of three times the plaintiff's attorney fees;~~

~~(2) court costs;~~

~~and (3) attorney fees.~~

(2) "firearm accessory" means an item that is used in conjunction with or mounted on a firearm but is not essential to the basic function of a firearm, including a telescopic or laser sight, magazine, flash or sound suppressor, folding or aftermarket stock and grip, speedloader, ammunition carrier, and light for target ~~HB illumination;~~ ~~61 -2- HB0061a New Text Underlined~~ ~~[DELETED TEXT BRACKETED]~~ ~~33-LS0333\A~~ illumination.

(3) "firearm part" means a component of a firearm that is essential to Enrolled HB 61 -2- the basic function of a firearm, including a component of an action or lock, the stock, and the barrel.

2-3.

~~HB0061a -3- Enrolled~~ HB 61 ~~New Text Underlined~~ ~~[DELETED TEXT BRACKETED]~~