**23.01 EMPLOYER LIABILITY – EMPLOYEE – GENERAL RULE**

An employer is legally responsible for an employee’s conduct that is within the course and scope of the employee’s employment.

**Use Note**

This instruction should be given when defendant (or any party whose conduct is at issue, including counterclaim defendants or parties for fault apportionment) is being sued for the conduct of an employee. If there are disputed issues of fact concerning whether the employee’s conduct was within the course and scope of his or her employment, Instruction 23.02 should be given as well.

**Comment**

An employer is liable for the acts of an employee within the course and scope of his or her employment. *Ondrusek v. Murphy*, 120 P.3d 1053 (Alaska 2005).