



LAWS OF ALASKA

1973

Source

Chapter No.

CSSB 146 am

26

AN ACT

Relating to the unauthorized entry, use or occupancy of property.

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

* Section 1. AS 11.20.135(a) is amended to read:

(a) It is unlawful for a person to enter, use or occupy any occupied or unoccupied dwelling, house, tent, hotel, office, store, shop, warehouse, barn, factory or other building, boat, ship, railroad car or structure, or apartment, cottage, clubhouse, bathhouse, hunting or fishing lodge, garage or any other structure, or use any personal property therein, except with the consent of the owner of the facility or his agent. However, a person may enter, use or occupy an unoccupied structure specified in this section without the consent of the owner if

(1) the entry, use or occupancy of the facility is for an emergency in the case of immediate and dire need, and

(2) the person contacts the owner or agent within 15 days after using the facility or, if the owner is unknown, the nearest state or local policy agency, and makes a report of the time of the entry, use or occupancy of the facility and any damage to the facility or personal property, unless notice waiving necessity of the report is posted in the facility by the owner or his agent.

* Sec. 2. AS 11.20.135 is amended by adding a new subsection to read:

(e) In this section "occupied" means that the premises are being used by one who is entitled to their enjoyment and use, and this includes actual as well as constructive occupancy.

Approved by governor: March 29, 1973
Actual effective date: June 27, 1973

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