

**CS FOR HOUSE BILL NO. 516(STA)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-THIRD LEGISLATURE - SECOND SESSION

BY THE HOUSE STATE AFFAIRS COMMITTEE

Offered: 3/8/04

Referred: Judiciary

Sponsor(s): HOUSE FINANCE COMMITTEE

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to a charge for a bad check."**

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

3 \* **Section 1.** AS 09.68.115(a) is amended to read:

4 (a) In an action against a person who issues a check that is dishonored, the  
5 plaintiff may recover damages in an amount equal to \$100 or triple the amount of the  
6 check, whichever is greater, except that damages recovered under this section may not  
7 exceed the amount of the check by more than \$1,000 and may be awarded only if

8 (1) the plaintiff makes a written demand for payment of the check at  
9 least 15 days before **commencing** [BEGINNING] the action; and

10 (2) the defendant fails to tender, before the action **commences**  
11 [BEGINS], an amount equal to [AT LEAST] the amount of the check plus **a \$30 fee,**  
12 **but** [COSTS INCURRED BY] the plaintiff **may waive collection** [UP TO A  
13 MAXIMUM] of **any fee** [\$25].