

1 IN THE SENATE

BY SENATORS BULLOCK, NOLAN,
AND COOPER BY REQUEST

2

SENATE BILL NO. 17

3

IN THE LEGISLATURE OF THE TERRITORY OF ALASKA

4

TWENTY-THIRD SESSION

5

A BILL

6 For an Act entitled: "An Act relating to the sale, loan, gift,
7 distribution, showing, or transmission of
8 writings, printings, and objects of an im-
9 moral nature; setting penalties for certain
10 acts; and declaring an effective date."

11 BE IT ENACTED BY THE LEGISLATURE OF THE TERRITORY OF ALASKA:

12 Section 1. PROHIBITED ACTS. A person who sells, lends,
13 gives away, distributes, shows or transmutes or offers to sell,
14 lend, give away, distribute, show or transmute or has in his
15 possession with intent to sell, lend, distribute, give away,
16 show or transmute, or advertises in any manner, or who otherwise
17 offers for loan, gift, sale or distribution, any obscene, lewd,
18 lascivious, filthy, indecent, sadistic, masochistic or disgusting
19 book, magazine, pamphlet, newspaper, story paper, writing, paper,
20 phonograph record, picture, drawing, photograph, motion picture
21 film, carving, figure, image, or wire or tape recording or any
22 written, printed or recorded matter of an indecent character
23 which may or may not require mechanical or other means to be
24 transmuted into auditory, visual or sensory representations of
25 such character; or any article or instrument of indecent or
26 immoral use, or purporting to be for indecent or immoral use or
27 purpose, or who designs, copies, draws, photographs, prints,
28 utters, publishes, or in any manner manufactures, or prepares any
29 such book, picture, drawing, photograph, motion picture film,

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1 magazine, pamphlet, newspaper, story, writing, paper, phonograph
2 record, carving, figure, image, recording, matter, article or
3 thing, or who writes, prints, publishes, or utters, or causes to
4 be written, printed, published, or uttered, any advertisement or
5 notice of any kind, giving information, directly or indirectly,
6 stating, or purporting so to do, where, how, of whom, or by what
7 means any, or what purports to be any, obscene, lewd, lascivious,
8 filthy, sadistic, masochistic, disgusting or indecent book, pic-
9 ture, photograph, motion picture film, writing, paper, phonograph
10 record, carving, figure, image, recording, matter, article or
11 thing, named in this section can be purchased, obtained or had
12 or who has in his possession, any slot machine or other
13 mechanical contrivance with pictures, moving or otherwise, of nude
14 or partly denuded female figures which pictures are lewd, obscene
15 indecent or immoral, or other lewd, obscene, indecent or immoral
16 drawing, image, recording, article or object, or who shows,
17 advertises, exhibits or transmutes the same, or causes the same
18 to be shown, advertised, exhibited or transmuted or who buys,
19 owns or holds any such machine with intent to show, advertise,
20 transmute, or in any manner exhibit the same; is guilty of a
21 misdemeanor.

22 Sec. 2. MAILING OR CARRYING OBSCENE PRINTS AND ARTICLES.
23 A person who deposits, or causes to be deposited, in any post
24 office, within the Territory, or places in charge of an express
25 company, or of a common carrier, or other person, for transporta-
26 tion, or for any purpose save the destruction thereof, any of
27 the articles or things specified in this Act, or any circular,
28 pamphlet, advertisement, or notice relating thereto, is guilty
29 of a misdemeanor.

1 Sec. 3. USE OF MINORS. A person who in any manner hires,
2 employs, uses or permits any minor or child to do or assist in
3 doing any act or thing mentioned in this Act or any of them, is
4 guilty of a misdemeanor.

5 Sec. 4. PRESUMPTION FROM POSSESSION. The possession by any
6 person of five or more identical or similar articles coming
7 within the provisions of this Act is presumptive evidence of a
8 violation of this Act.

9 Sec 5. PENALTIES. A person who does any of the acts or
10 things prohibited by this Act shall, upon conviction, be sentence
11 to not less than ten days nor more than one year imprisonment, or
12 be fined not less than one hundred fifty dollars nor more than
13 one thousand dollars or both fine and imprisonment for the first
14 offense; for a second offense, shall be sentenced to not less
15 than thirty days nor more than one year or be fined not less than
16 two hundred fifty dollars nor more than twenty-five hundred
17 dollars or be both fined and imprisoned; for a third offense, shall
18 be sentenced to not less than six months nor more than three years
19 and in addition thereto a fine of not less than five hundred
20 dollars nor more than five thousand dollars may be imposed.

21 Sec. 6. EFFECTIVE DATE. This Act shall take immediate
22 effect and be in force from and after its passage and approval or
23 upon its becoming law without such approval, and it is so enacted.

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