

Introduced: 3/7/63  
Referred: Rules

1 IN THE SENATE

BY THE JUDICIARY COMMITTEE

2 SENATE BILL NO. 138

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRD LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the fraudulent obtaining  
7 of a rental motor vehicle."

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

9 \* Section 1. AS 28.35 is amended by adding new sections to  
10 read:

11 Sec. 28.35.025. OBTAINING RENTAL VEHICLE WITH INTENT TO  
12 DEFRAUD. (a) A person who, with intent to defraud, obtains  
13 possession of a motor vehicle from its owner or a person who  
14 has possession of the vehicle with the owner's consent, by  
15 agreeing in writing to pay a rental for use of the vehicle  
16 based in whole or in part on the length of time and distance  
17 the vehicle is driven, upon conviction, is punishable by  
18 imprisonment for not more than five years, or by a fine of  
19 not more than \$1,000, or by both.

20 (b) Obtaining possession of the vehicle by means of  
21 trick, false or fraudulent representations or false person-  
22 ation of another or by giving a bad or worthless check as a  
23 deposit or for rental in connection with obtaining possession  
24 of the vehicle is prima facie evidence of a violation of (a)  
25 of this section.

26 Sec. 28.35.026. FAILURE TO RETURN RENTED VEHICLE. (a)  
27 A person in possession of a motor vehicle under an agreement  
28 in writing which requires him to return the vehicle to a  
29 particular place or at a particular time who refuses or

1 willfully neglects to return it to the place and at the time  
2 specified in the agreement in writing, or who secretes,  
3 converts, sells or attempts to sell the vehicle or any part  
4 of it is, upon conviction, punishable by imprisonment for  
5 not more than five years, or by a fine of not more than  
6 \$1,000, or by both.

7 (b) The failure, or refusal, or willful neglect to  
8 return the vehicle within 72 hours after the date specified  
9 in writing in the written agreement on which the vehicle is  
10 rented is prima facie evidence of a violation of (a) of this  
11 section.

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