

Original Sponsors: Messrs. Ray,
Boardman, Ditman, et al

Offered: 3/17/65
Referred: Rules

1 IN THE HOUSE BY THE JUDICIARY COMMITTEE

2 CS FOR HOUSE BILL NO. 180

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to breaking, entering or
7 using property kept for private or public
8 use."

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

10 * Section 1. AS 11.20 is amended by adding a new section to
11 read:

12 Sec. 11.20.135. UNAUTHORIZED ENTRY, USE OR OCCUPANCY OF
13 PROPERTY. (a) It is unlawful for a person to enter, use, or
14 occupy any unoccupied dwelling, house, tent, hotel, office,
15 store, shop, warehouse, barn, factory or other building,
16 boat, ship, railroad car or structure, or apartment, cottage,
17 clubhouse, boathouse, hunting or fishing lodge, garage or
18 any other structure, or use any personal property therein,
19 except with the consent of the owner of the facility or his
20 agent, unless

21 (1) the entry, use or occupancy of any of the
22 facilities described in this subsection is for an emergency
23 in the case of immediate and dire need, and

24 (2) the person contacts the owner or agent within
25 seven days after using the facility or, if the owner is un-
26 known, the nearest state or local police agency, and makes
27 a report of the time of the entry, use or occupancy of the
28 facility and any damage to the facility or personal property,
29 unless notice waiving necessity of the report is posted in

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the facility by the owner or his agent.

(b) A person who violates (a) of this section is guilty of a misdemeanor.

(c) A court having jurisdiction to impose sentence for violation of (a) of this section may suspend all or part of a sentence on condition, among any other which might be lawfully ordered by the court, that the defendant make restitution for, or repair, any damage he has caused or compensate the owner for property used or consumed.

(d) The Department of Public Safety shall provide forms upon which reports required by this section can be made and shall supply the forms to all local and state police agencies in the state for public distribution. The department may adopt rules and regulations regarding reports required under this section.

