

Original Sponsor: Ray

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IN THE HOUSE

BY THE JUDICIARY COMMITTEE

CS FOR HOUSE BILL NO. 14

IN THE LEGISLATURE OF THE STATE OF ALASKA

SIXTH LEGISLATURE - FIRST SESSION

A BILL

For an Act entitled: "An Act relating to unsolicited goods, wares, or merchandise."

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

* Section 1. AS 45.45 is amended by adding a new section to read:

Sec. 45.45.105. UNSOLICITED MERCHANDISE. (a) No person may offer merchandise for sale, in any manner, where the offer includes the voluntary and unsolicited sending of merchandise not actually ordered or requested by the recipient, either orally or in writing.

(b) Unsolicited merchandise received shall be considered an unconditional gift to the recipient who may use or dispose of it in any manner he sees fit without obligation to the sender.

* Sec. 2. AS 45.45.110 is amended to read:

Sec. 45.45.110. DEFINITIONS. In secs. [SEC.] 100 and 105 of this chapter

(1) "merchandise" means personal property capable of manual delivery which is produced, displayed, held or offered for sale by a manufacturer, distributor or merchant;

(2) "merchant" means an owner or operator of a place of business used for displaying, holding or selling personal property capable of manual delivery, and the agent, consignee, employee, lessee, or officer of such an owner or operator [OF ANY MERCHANT'S PREMISES];

(3) "premises" means an establishment or part of one in which merchandise is displayed, held or offered for sale.