

Introduced: 4/15/74
Referred: Judiciary

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2 HOUSE BILL NO. 849 *ams*

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the defrauding of hotels, boarding-
7 houses, restaurants and bars."

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

9 * Section 1. AS 11.20.480 is amended to read:

10 Sec. 11.20.480. DEFRAUDING HOTEL, [OR] BOARDINGHOUSE, BAR OR
11 RESTAURANT OPERATOR. (a) A person who puts up at a hotel, inn,
12 boardinghouse, or lodginghouse and who procures a fare, board, or
13 lodging from the owner or operator by means of a trick, deception, or
14 false representation, or a false show of baggage or effects, or who
15 procures food, drink or other merchandise from any restaurant, dining
16 room, cocktail lounge, bar or other premises where food or drink is
17 offered to the public for sale, with the intent to cheat or defraud the
18 owner or operator out of the pay for the fare, board, lodging, or
19 accommodation, or food, drink or merchandise; or who with that intent
20 absconds from the premises, or surreptitiously removes, or causes to
21 be removed baggage or effects from a hotel, inn, boardinghouse, or
22 lodginghouse, without first paying the proper charges due is guilty of
23 a misdemeanor, if the charges are less than \$100, and upon conviction
24 is punishable by a fine of not more than \$200, or by imprisonment for
25 not more than six months, or by both, and is guilty of a felony if the
26 charges are \$100 or more, and upon conviction is punishable by a fine
27 of not more than \$1,000, or by imprisonment for not more than five years
28 or by both. The words "fare, board, or lodging" include all charges
29 incurred except for cash payouts to a guest.

1 (b) Proof that fare, board, [OR] lodging, food, drink or merchan-
2 dise were obtained by false pretenses, or that the person refused or
3 neglected to pay for the fare, board, [OR] lodging, food, drink or
4 merchandise on demand, or that he gave payment for the fare, board,
5 [OR] lodging, food, drink or merchandise with negotiable paper or credit
6 card voucher upon which payment was refused, is prima facie evidence
7 of the fraudulent intent required in (a) of this section.
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