

Introduced: 4/15/74
Referred: Judiciary

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2 HOUSE BILL NO. 849

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 hotels, boardinghouses, restaurants
7 and bars; and providing for an effective date."

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.

8 * Sec. 2. AS 04.15 is amended by adding a new section to read:

9 Sec. 04.15.085. CREDIT SALES OF INTOXICATING BEVERAGES. (a)
10 No holder of a retail alcoholic beverage license may sell intoxicating
11 beverages other than for cash, paid promptly after the verbal or written
12 solicitation for purchase has been received within his licensed premises,
13 except that a hotel, boardinghouse or inn which offers lodging may sell
14 intoxicating beverages to persons lodging there and include the charge
15 for the beverages with the bill for the lodging, to be paid at the time
16 the customer pays for the lodging.

17 (b) In this section "cash" means money or its equivalent, including
18 negotiable paper or credit card voucher.

19 (c) A person who unlawfully sells intoxicating beverages on credit
20 is guilty of a misdemeanor and upon conviction is punishable by a fine
21 of not more than \$1,000.

22 * Sec. 3. This Act takes effect on the day after its passage and approval
23 or on the day it becomes law without approval.
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