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IN THE SENATE

BY GROH

SENATE BILL NO. 394

IN THE LEGISLATURE OF THE STATE OF ALASKA

EIGHTH LEGISLATURE - SECOND SESSION

A BILL

For an Act entitled: "An Act relating to the receiving of stolen property."

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

* Section 1. AS 11.20.350 is amended by adding new subsections to read:

(b) A person or his agent, employee, or representative whose principal business is dealing in or collecting used or secondhand merchandise or personal property, who buys or receives any property which has been stolen is rebuttably presumed to have bought or received the property knowing it was stolen if the following circumstance exists: a person in his capacity should have reasonably inquired as to whether the person from whom the property was bought or received had the legal right to sell or deliver it, and he failed to make the inquiry.

(c) In addition to the criminal penalty provided in (a) of this section, a person who violates this section is liable in a civil action to the owner of the stolen property for three times the amount of actual damages sustained by him by the loss of the property, as well as all costs and reasonable attorney fees.