

Introduced: 2/20/74
Referred: Commerce and
Judiciary

1 IN THE SENATE

BY LEWIS BY REQUEST

CS

2 SENATE BILL NO. 399

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 protection of the rights of
7 owners of sound recordings."

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

9 * Section 1. AS 45 is amended by adding a new chapter to read:

10 CHAPTER 51. SOUND RECORDINGS.

11 Sec. 45.51.010. REPRODUCTION, SALE WITHOUT CONSENT PROHIBITED. A
12 person who reproduces for sale, sells, offers for sale, or knowingly
13 advertises for sale any sound recording that has been reproduced with-
14 out the written consent of the owner of the master recording is guilty
15 of a felony and upon conviction for the first offense is punishable by
16 (1) confiscation of the unlawful stock of the reproduced recording and
17 (2) by imprisonment for a period of not more than one year, or by a
18 fine of not more than \$2,000, or by both. Upon conviction of a second
19 offense under this section, a person is punishable by (1) confiscation
20 of the unlawful stock of the reproduced sound recording and (2) by
21 imprisonment for a period of not more than five years, or by a fine of
22 not more than \$25,000, or by both.

23 Sec. 45.51.020. EXEMPTIONS. The prohibition contained in sec.
24 10 of this chapter is not applicable to the reproduction of a sound
25 recording that

26 (1) is used, or intended to be used, solely for broadcast
27 by commercial or educational radio or television stations; or

28 (2) constitutes the verbatim transcript, or other public
29 record, of the proceedings of a judicial, legislative or administrative

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1 agency, department or other public body for which a charge or fee may
2 or may not be made or collected for the reproduced recording.
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