

Introduced: 3/19/75
Referred: Commerce and
Judiciary

1 IN THE HOUSE

BY BRADLEY

2 SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 222

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to prostitution."

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

8 * Section 1. It is the intent of this Act to recognize that the practice
9 of prostitution will continue to exist, lawfully or unlawfully, and that it
10 is in the best interest of the state to authorize a maximum of self-government
11 in this area and protect the health of its citizens by comprehensive regula-
12 tory measures and further to derive revenue from reasonable taxation of the
13 income derived from prostitution so that funds can be utilized to improve the
14 general health and quality of life of our citizens.

15 * Sec. 2. AS 29.48 is amended by adding a new section to read:

16 Sec. 29.48.031. PROSTITUTION. A municipality exercising police
17 protection powers under sec. 30(a)(7) of this chapter may, by ordinance,
18 authorize the practice of prostitution within the boundaries of the
19 municipality. If no action is taken by a municipality within one year
20 from the effective date of this Act, the municipality shall submit to
21 the people at the next general or special election following that date
22 an ordinance authorizing the practice of prostitution. If a majority of
23 the qualified voters voting on the question approve it, it shall take
24 effect 90 days after certification of the election results. Inspection
25 and health regulation of prostitutes shall be performed under regulations
26 adopted by the Department of Health and Social Services under AS 47.05.-
27 010(15). Licensing of prostitutes shall be performed under regulations
28 adopted by the Department of Commerce. All new regulations relating to
29 prostitution shall be submitted to the legislature for review on the

1 first day of each legislative session.

2 * Sec. 3. AS 47.05.010 is amended by adding a new paragraph to read:

3 (15) establish reasonable standards concerning the health and
4 inspection requirements for persons engaging in the practice of prosti-
5 tution as authorized under AS 29.48.031.

6 * Sec. 4. AS 11.40.220 is amended to read:

7 Sec. 11.40.220. PROHIBITION AGAINST PROSTITUTION. It is unlawful
8 to engage in prostitution in the state except as permitted by local
9 ordinance under AS 29.48.031.

10 * Sec. 5. AS 11.40.230 is amended to read:

11 Sec. 11.40.230. PROHIBITION AGAINST SOLICITING OR PROCURING FOR
12 PURPOSE OF PROSTITUTION. No person may [IT IS UNLAWFUL] within the
13 state [TO] procure or [TO] solicit, or [TO] offer to procure or solicit
14 for the purpose of unlawful prostitution.

15 * Sec. 6. AS 11.40.240 is amended to read:

16 Sec. 11.40.240. PROHIBITION AGAINST RECEIVING PERSONS FOR PUR-
17 POSES OF PROSTITUTION. No person may [IT IS UNLAWFUL FOR A FEMALE TO]
18 knowingly receive or [TO] offer or agree to receive a person into a
19 place, structure, building, boat, automobile, trailer, or other vehicle,
20 for the purpose of unlawful prostitution, or [TO] permit a person to
21 remain there for that purpose.

22 * Sec. 7. AS 11.40.260 is amended to read:

23 Sec. 11.40.260. KEEPING BAWDYHOUSE. A person who keeps or sets up
24 a house of ill fame, brothel, or bawdyhouse for the purpose of unlawful
25 prostitution, fornication, or lewdness, upon conviction, is punishable
26 by imprisonment in a jail for not less than three months nor more than
27 one year, or by a fine of not less than \$100 nor more than \$500. A
28 person convicted of a second offense under this section is guilty of a
29 felony and is punishable by imprisonment for not less than one year nor

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more than five years, or by a fine of not less than \$500 nor more than \$10,000, or by both.

* Sec. 8. AS 11.40.300 is amended to read:

Sec. 11.40.300. EMPLOYMENT IN HOUSE OF PROSTITUTION OR LIVING ON EARNINGS OF PROSTITUTE. A [MALE] person who acts as an employee or servant in and about a room, house, or place of unlawful prostitution, or who engages or assists in operating or managing a room, house or building for the purpose of carrying on unlawful prostitution, or a [MALE OR FEMALE] person who knowingly lives on, or is supported in whole or in part by the money or other valuable consideration realized, procured or earned by a [FEMALE] person through the unlawful prostitution of any other [FEMALE] person is guilty of a felony, and upon conviction, is punishable by imprisonment [IN THE PENITENTIARY] for not less than three [TWO] years nor more than ten [FIVE] years.

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