

Original sponsor: Bradley

Offered: 3/27/75
Referred: Judiciary

1 IN THE HOUSE

BY THE COMMERCE COMMITTEE

2 CS FOR 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.

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

14 Sec. 29.48.031. PROSTITUTION. (a) A municipality exercising
15 police protection powers under sec. 30(a)(7) of this chapter may, by
16 ordinance, authorize the practice of prostitution by persons 19 years of
17 age or more on licensed premises within the boundaries of a specific
18 zone or area of the municipality. Inspection and health regulation of
19 prostitutes and licensed premises where prostitution is practiced shall
20 be performed under regulations adopted by the Department of Health and
21 Social Services under AS 47.05.010(15). Licensing of prostitutes and
22 premises where prostitution is practiced shall be performed under regula-
23 tions adopted by the Department of Commerce. All new regulations
24 relating to prostitution shall be submitted to the legislature for
25 review on the first day of each legislative session.

26 (b) No person may own or hold an interest in more than one prosti-
27 tute's license or licensed premises in which prostitution is practiced.
28 No person other than the licensee may own or have a direct or indirect
29 financial interest in the place of prostitution for which the license is

1 issued. The Department of Commerce shall adopt necessary regulations
2 prohibiting the formation of monopolies of licensed premises in which
3 prostitution is practiced.

4 (c) No licensed premise in which prostitution is practiced may
5 hold a license for the sale of alcoholic beverages under AS 04.

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

7 (15) establish reasonable standards concerning the health and
8 inspection requirements for persons engaging in the practice of prosti-
9 tution and for licensed premises where prostitution is practiced as
10 authorized under AS 29.48.031.

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

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

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

16 Sec. 11.40.230. PROHIBITION AGAINST SOLICITING OR PROCURING FOR
17 PURPOSE OF PROSTITUTION. No person may [IT IS UNLAWFUL] within the
18 state pimp, [TO] procure or [TO] solicit, or [TO] offer to pimp, procure
19 or solicit for the purpose of unlawful prostitution, and no person in
20 the state may pimp, procure or solicit, or offer to pimp, procure or
21 solicit for the purpose of lawful prostitution, except that a person
22 may solicit for the purpose of prostitution within the confines of a
23 specifically licensed place where prostitution is practiced.

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

25 Sec. 11.40.240. PROHIBITION AGAINST RECEIVING PERSONS FOR PUR-
26 POSES OF PROSTITUTION. No person may [IT IS UNLAWFUL FOR A FEMALE TO]
27 knowingly receive or [TO] offer or agree to receive a person into a
28 place, structure, building, boat, automobile, trailer, or other vehicle,
29 for the purpose of unlawful prostitution, or [TO] permit a person to

1 remain there for that purpose.

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

3 Sec. 11.40.260. KEEPING BAWDYHOUSE. A person who keeps or sets up
4 a house of ill fame, brothel, or bawdyhouse for the purpose of unlawful
5 prostitution, fornication, or lewdness, or an unlicensed house of ill
6 fame, brothel, or bawdyhouse, upon conviction, is punishable by imprison-
7 ment in a jail for not less than three months nor more than one year, or
8 by a fine of not less than \$100 nor more than \$500. A person convicted
9 of a second offense under this section is guilty of a felony and is
10 punishable by imprisonment for not less than one year nor more than five
11 years, or by a fine of not less than \$500 nor more than \$10,000, or by
12 both.

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

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