

Introduced: 1/10/78
Referred: Commerce

1 IN THE HOUSE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 SCS HOUSE BILL NO. 593
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to retail installment contracts and
7 retail charge agreements."

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

9 * Section 1. AS 45.10.050 is amended to read:

10 Sec. 45.10.050. CATALOG SALES. (a) A retail installment con-
11 tract, or retail charge agreement, negotiated and entered into by mail
12 or telephone without personal solicitation by a salesman or representa-
13 tive of the seller and based upon a catalog of the seller or other
14 printed solicitation of business, if the catalog or other printed
15 solicitation clearly sets out the cash sale prices and other terms of
16 sales to be made through this medium, shall [MAY] be made as provided
17 in this section. The provisions of this chapter with respect to
18 retail installment contracts and retail charge agreements are appli-
19 cable to these sales, except that the retail installment contract when
20 completed by the buyer need not contain the items required by sec. 30
21 of this chapter.

22 (b) When the retail installment contract is received from the
23 retail buyer, the seller shall prepare a written memorandum containing
24 all of the information required by sec. 30 of this chapter to be
25 included in a retail installment contract. Instead of delivering a
26 copy of the contract to the retail buyer as provided in sec. 20 of
27 this chapter, the seller shall deliver to the buyer a copy of the
28 memorandum before the due date of the first installment payable under
29 the contract. If the catalog or other printed solicitation does not

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1 set out all of the other terms of sales in addition to the cash sales
2 prices, the memorandum shall be delivered to the buyer before or at
3 the time of delivery of the goods or services.

4 * Sec. 2. AS 45.10 is amended by adding a new section to read:

5 Sec. 45.10.215. SCOPE OF CHAPTER. For the purposes of this
6 chapter, a retail installment contract or retail charge agreement is
7 entered into in this state, and is therefore subject to the provisions
8 of this chapter, if either the seller offers or agrees to sell to a
9 resident Alaska buyer in Alaska or if a resident Alaska buyer accepts
10 the offer to sell or makes the offer to buy in Alaska, regardless of
11 any specification in the contract as to its situs.