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AMENDMENT

IN THE HOUSE

BY THE JUDICIARY COMMITTEE

TO: HOUSE BILL NO. 6

Page 1, line 6: delete all matter and insert:

"For an Act entitled: "An Act relating to the negligent use of flammable materials."

Page 1, line 10: delete all matter and insert:

"Sec. 11.15.340. NEGLIGENT USE OF FLAMMABLE MATERIALS. A person who, negligently or recklessly causes a fire-"

Page 1, line 13: delete all matter and insert:

"to another person or in damage to the property of another, is guilty of a misdemeanor,-"

CAUTION

ORDINANCE OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Serial No. 70-27

IT IS UNLAWFUL TO SMOKE IN BED

32.05.010. **SMOKING.** Whoever, by reason of careless or willful conduct in smoking or in the use of lighters or matches shall set fire to any bedding, carpet, curtains, drapes, furniture, household equipment or other goods or chattels or to any building shall be guilty of a misdemeanor.

32.05.020. **DEFINITION.** The term "careless conduct in smoking" shall include as used herein, any of the following acts of commission or omission.

Permitting a spark or sparks from a lighted cigar, cigarette, or pipe to fall upon or into anything flammable; placing any lighted smoking material on or about or in close proximity to any flammable article or articles; falling asleep with lighted smoking material of any kind at hand; throwing lighted smoking material out of a window or into an elevator pit or elsewhere than in a proper receptacle therefore; dropping a lighted cigarette or cigar or part thereof into a mail chute in any building; failure to extinguish the fire of a match or any kind of lighter device after use of the same; failure to destroy the lighted part of a cigar or cigarette when disposing of it; failure to destroy the burning smidgen or smidgens of tobacco from a pipe when cleaning or unloading a pipe.

32.05.030. **NOTICE TO BE POSTED.** A plainly printed notice of the provisions of this chapter shall be posted in a conspicuous place in every sleeping room of every hotel, motel, rooming house, tourist home, tourist court, or other place renting rooms for the accommodation of the public. Such notice shall be posted by the owner, proprietor, lessee or managing agent of such establishment.

32.05.040. **VIOLATIONS A MISDEMEANOR.** Any person, firm, co-partnership or corporation violating any of the provisions of this ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be fined not more than three hundred dollars (\$300.00) and imprisoned for not more than thirty (30) days, or both.

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HB 6

Amendment proposed by Rep. Parr

Line 13

in damage to the property of another,

language in SB 44 which has passed the Senate

Line 13

to another person is guilty

proposed language of letter of intent

This new criminal offense is not intended to preclude prosecutions for homicide in appropriate cases.