



LAWS OF ALASKA

1975

Source

SB 395 am H

Chapter No.

183

AN ACT

Relating to door-to-door sales.

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

* Section 1. AS 45.50.471 is amended by adding a new paragraph to read:

(22) failing to comply with AS 45.05.125.

* Sec. 2. AS 45.05.125(a) is amended to read:

(a) A contract for the purchase of goods or services in the amount of \$10 or more from a person soliciting a door-to-door sale shall require, as a condition of taking effect, that the purchaser may revoke his offer to buy within five business days of entering into the contract, and that the seller, at the time of the sale, give the purchaser written notice of his right to revoke. Revocation is effective either upon the tender of the rejected goods to the seller or his agent, or upon the posting of a registered letter (marked Deliver to Addressee Only, Return Receipt) of rejection to the seller or his agent.

* Sec. 3. AS 45.05.046 is amended by adding new subsections to read:

(e) A "door-to-door sale" occurs when the seller, or his representative, personally solicits the sale and the purchaser's agreement or offer to purchase is made at a place other than the place of business of the seller. The term "door-to-door sale" does not include a transaction

(1) made under prior negotiations in the course of a visit by the buyer to a retail business establishment having a fixed permanent location where the goods are exhibited or the services are offered for sale on a con-

tinuing basis;

(2) in which the buyer has initiated the contact and the goods or services are needed to meet a bona fide immediate personal emergency of the buyer;

(3) conducted and consummated entirely by mail;
or

(4) in which the buyer has initiated the contact and specifically requested the seller to visit his home for the purpose of repairing or performing maintenance upon the buyer's personal property;

(5) conducted at the purchaser's place of business.

(f) As used in (e) of this section, "personally" means in person or by telephone.