

council who received the most votes that they have been elected to the first council.

Sec. 6. Reclassification: Taking of Office. a. Within 10 days after he has been notified by the mayor of the results of the election, the secretary shall issue a proclamation reclassifying the city as a city of the first class or second class, declaring its corporate status and right to organize its city government as provided by law.

b. On the day of the secretary's proclamation, the mayor and the council of the city shall cease to hold office, and the council elected at the election on reclassification shall take office and organize according to law.

Sec. 7. Effective Date. This Act takes effect on the day after its passage and approval or on the day it becomes law without such approval.

Approved April 23, 1960

CHAPTER 177

AN ACT

Providing for preference in employment for Alaska residents in contracts for state, borough, city, and school district construction, repair, preliminary surveys, engineering studies, and maintenance work; providing for penalties and providing for an effective date.

(H.B. 353)

Be it enacted by the Legislature of the State of Alaska:

Section 1. Employment Preference. a. In the performance of contracts let by the state, boroughs, cities and school districts for construction, repair, preliminary surveys, engineering studies or maintenance work, 95% Alaska residents must be employed where such are available and qualified; except where 10 or less persons are employed under such contract, in which case 90% Alaska residents must be employed where such are available and qualified. In all cases of public works projects, preference must be given to Alaska residents.

b. As used in this Act, the term

(1) "resident" means any person who has actually resided in Alaska for not less than one year prior to the time of his employment on any public works project;

(2) "qualified" means one who, except for apprentices, is a journeyman mechanic in his particular trade;

(3) "contractor" means the contractor including any and all sub-contractors.

c. Apprentices must be properly registered apprentices in their particular craft.

d. In any reduction of work force, resident workers, except supervisory personnel, shall be terminated last.

Sec. 2. Application to Federal Contracts. In contracts involving expenditure of federal aid funds, this Act shall not be enforced in any manner that conflicts with federal statutes giving preference to veterans or prohibiting other preferences or discriminations among United States citizens.

Sec. 3. Employment of Aliens. Contractors shall not employ aliens upon state, borough, city, and school district public works projects unless the alien worker has in good faith declared his intention of becoming a citizen, and further meets the residence requirement set out in Section 1 hereof.

Sec. 4. Employment of Prisoners. No prisoner currently serving sentence in a penal or correctional institution shall be employed on any public works project subject to the provisions of this Act.

Sec. 5. Unavailability of Resident Workers. When resident labor is unavailable, the contractor shall inform the commissioner of labor of the number of additional workers needed. The commissioner of labor shall investigate the facts

and designate the number of non-residents that may be employed and for what period.

Sec. 6. Act Incorporated in Contracts. The provisions of this Act and the following penalty shall be deemed to be included into every public works contract let after the effective date hereof.

Sec. 7. Publication. The commissioner of labor is authorized and directed to distribute to all departments and agencies of the state government and to all local governments a list of the names of persons or firms convicted of violation of this Act. No contract shall be awarded to any person or firm appearing on such list or to any firm, corporation, partnership or association in which such persons or firms have an interest until after a period of three years has elapsed from the date

of publication of the list containing the names of such persons or firms.

Sec. 8. Penalty. a. Every contractor violating any provision of this Act shall have deducted from amounts due him under the contract the prevailing wages which should have been paid to a displaced resident, such amounts shall be retained by the contracting agency.

b. An contractor or agent of such contractor who violates any provision of this Act shall be deemed guilty of a misdemeanor, and upon conviction shall be fined the sum of not more than \$500.00 or imprisoned for not more than 90 days, or both.

Sec. 9. Effective Date. This Act takes effect on the day after its passage and approval or upon its becoming law without such approval.

Approved April 23, 1960

CHAPTER 178

AN ACT

Relating to the Alaska Bar Association and the regulation of the practice of law; amending Ch. 196, SLA 1955 as amended by Ch. 33, SLA 1957; and providing for an effective date.

(H.B. 378)

Be it enacted by the Legislature of the State of Alaska:

Section 1. Sec. 5, Ch. 196, SLA 1955 is amended to read as follows:

Section 5. Board of Governors. There is hereby constituted a Board of Governors of the Alaska Bar to be first elected pursuant to rules promulgated by the Alaska Bar Commission and, subsequent to the first election, to rules promulgated by the Board of Governors. The Board shall consist of nine (9) active, practicing members who shall be elected by the active members of the Alaska Bar from the four judicial districts as described in Sec. 16, Ch. 50, SLA 1959. Three (3) members shall be elected from the First Judicial District, three (3) members from the Third Judicial District, and three (3) members from the combined area of the Second and Fourth Judicial Districts, provided however that no more

than two shall be resident practicing attorneys in the Fourth Judicial District when there are four or more resident practicing attorneys in the Second District. The members of the Board of Governors shall hold office for three years and until their successors are elected and qualified. The members of the first elected Board of Governors, at their first meeting, shall so classify themselves by lot that three of them shall hold office for one year only, three others for two years only, and three others for three years only; after which first election three Board members shall be elected annually, one from each area, as hereinabove defined. The active members of the Alaska Bar who are in actual attendance at the Association's annual convention shall elect by a majority vote during the convention the Association's officers from the membership of the Board of Governors. Vacancies in Board membership shall