

ed or modified, except after notice and opportunity for hearing under the terms of the Administrative Procedures Act, which is hereby made specifically applicable to the administration of this Act, and under rules and regulations established by the Department and consistent therewith.

Sec. 7. **State-Operated Ferries.** Nothing contained in this Act shall be deemed to preclude the state from operating ferries or ferry systems within or without the state.

Sec. 8. Notwithstanding any other provisions of this Act, the governor may, and shall upon the establishment of a public service commission authorized to regulate other public transportation services within the state, transfer by executive order to the Department of Commerce, or to such public service

commission if established, all functions, powers, and duties specified in this Act relating to the economic regulation of ferries and ferry operators, including but not limited to those provided in Sections 4, 5 and 6 of this Act.

Sec. 9. **Authorization of Expenditures.** From monies appropriated from time to time by the legislature, either specifically for the purposes of this Act, or for the general purposes of maintaining the highways of this state, the Department is authorized to make such expenditures as it deems necessary to administer the provisions of this Act and to meet obligations incurred by it under this Act.

Sec. 10. **Effective Date.** This Act shall take effect immediately upon its passage and approval or upon its becoming law without such approval.

Approved May 6, 1959

CHAPTER 190

AN ACT

Imposing license taxes upon the taking of fisheries products in Alaskan waters; providing penalties for violations; and providing an effective date.

(C.S.H.B. 247)

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

Section 1. **Tax Imposed on Taking of Fisheries Products.** Any person taking the fisheries products enumerated in either Ch. 82, SLA 1949, as amended by Ch. 113, SLA 1951, or in Ch. 97, SLA 1949, as amended by Ch. 116, SLA 1951 and Ch. 102, SLA 1955, who sells such products to freezer ships, floating cold storages or floating canneries outside the taxing jurisdiction of the State of Alaska shall be subject to the taxes set forth in Ch. 82, SLA 1949, as amended, with respect to the fisheries products enumerated therein and shall be subject to the tax set forth in Ch. 97, SLA 1949, as amended, with respect to the fisheries products enumerated therein.

Sec. 2. **Taxpayer's Duty as to Returns, Records, Statements, Etc.: Time to Pay Tax: Return to Commissioner of Revenue.** Any person, firm or corporation subject to taxes under this Act shall

make a return stating the value of raw fisheries products taken during the license year, for sale to freezer ships, floating cold storages or floating canneries outside of the taxing jurisdiction of the State of Alaska computed as required by this Act, and such other information for the purpose of carrying out the provisions of this Act as the Commissioner of Revenue may by regulations prescribe. The return shall show the license number and shall be signed by the taxpayer or his authorized agent, under the penalties of perjury. In cases where receivers, trustees, or assigns are operating the property or business, such receivers, trustees, or assigns shall make returns for the person, firm or corporation. Any tax due on the basis of such returns shall be collected in the same manner as if collected from the person, firm or corporation of whose business they have custody and control. The requirements regarding the time and place for payment of tax, and the obligation to keep records and make the

same available to the Commissioners of Revenue shall be the same as prescribed in the business license tax law for salmon canneries.

Sec. 3. Violations and Penalties, Etc. Any violation of this Act or the rules and regulations issued hereunder shall be a misdemeanor subject to punishment as prescribed in the business license tax

law for salmon canneries. Likewise the liability to file returns and pay interest and deficiency assessments, and the subjection of property to liens shall be the same as prescribed in the license tax law for salmon canneries.

Sec. 4. This Act shall take effect immediately upon its passage and approval or upon its becoming law without such approval.

Approved May 6, 1959

CHAPTER 191

AN ACT

Establishing the dates for the filing and elections for public office; repealing and re-enacting subsec. (1) of Sec. 38-4-1, ACLA 1949 as amended by Ch. 17, SLA 1953, and Secs. 38-4-3 and 38-5-1, ACLA 1949; and providing for an effective date.

(C.S.H.B. 32)

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

Section 1. Filing Date. Subsec. (1) of Sec. 38-4-1, ACLA 1949 as amended by Ch. 17, SLA 1953, is hereby repealed and re-enacted to read as follows:

Sec. 38-4-1 (1) Declaration of Candidacy: Form and Contents. All candidates for state office and members of the U. S. Congress who seek the nomination of a recognized political party of the state shall be nominated in a primary election by direct vote of the people in the following manner:

Any person who is a member of a political party and desires to become a candidate of that party for any elective office shall, on or before the first day of May, before the date of the primary election, make under oath before a notary public or any officer authorized to take acknowledgments or jurats and file directly, by mail, or by telegraph, such telegraph to be substantiated by mailing of the original declaration, which must be post-marked on or before the last day of filing, a declaration of candidacy, which shall contain the name, address and length of residency of the candidate in his precinct, election district, and Alaska, and that if nominated and elected he will support the principles of the party he seeks to represent and

has subscribed to the principles of such party for at least two years.

The declaration shall be in substantially the following form:

Declaration of Candidacy

I,, declare that I reside at, in the city of (street and number) District (number or letter), State of Alaska, and receive my mail at; (resident address, P. O. Box, or rural route)

that I have been a resident of Alaska for 3 years and a resident of the District during the one year preceding the date of this declaration; that I have been a member of the Party for at least two years prior to the filing of this declaration; that I am a citizen of the United States, a qualified voter of the State of Alaska and that I can read and write the English language; and that my name did not appear on the ballot at the last primary election as a candidate of a different party.

I declare myself a candidate for nomination to the office of to be voted on at the primary election to be held on the day of