

other lands designated solely for school revenues.

Sec. 4. Sec. 1 of this Act insofar as it

applies to orders classifying lands issued after January 3, 1959, is expressly declared to be retroactive.

Approved March 27, 1964

CHAPTER 32

AN ACT

Relating to lewd or lascivious acts toward children; and providing for an effective date.

(H.B. 239)

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

Section 1. AS 11.15 is amended by adding a new section to read:

Sec. 11.15.134. Lewd or Lascivious Acts toward Children. (a) A person who commits a lewd or lascivious act, including an act constituting another crime, upon or with the body of a child under 16 years of age, intending to arouse, appeal to, or gratify his lust, passions, or sexual desires, or the lust, passions, or sexual desires of the child is punishable by imprisonment for not more than 10 years nor less than one year.

(b) No court may suspend the

sentence of a person convicted of violating (a) of this section until the court obtains a report from a reputable psychiatrist stating the mental condition of the person. No paroling authority may parole a person convicted of violating (a) of this section until the paroling authority receives a report from a reputable psychiatrist stating the mental condition of the person and stating that the person was under observation while confined in prison.

Sec. 2. This Act takes effect on the day after its passage and approval or on the day it becomes law without such approval.

Approved March 27, 1964

CHAPTER 33

AN ACT

To provide for the regulation of diplomas.

(H.B. 410)

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

Section 1. AS 14 is amended by adding a new chapter to read:

Chapter 47. Regulation of Educational Institutions.

Article 1. Diplomas.

Sec. 14.47.010. Requirements for Conferring of Diplomas. No person may confer a diploma unless the person meets the requirements established by the department.

Sec. 14.47.020. Establishment of Requirements. In establishing requirements for the conferring of diplomas the department shall enact regulations taking into consideration: (1) course offerings; (2) facilities; (3) financial stability; (4) personnel; (5) operating practices; and (6) admission practices.

Sec. 14.47.030. Hearing and Order on Violations. (a) On the complaint of any person or on its own motion the department may conduct an investigation to determine if the requirements of secs. 10 - 20 of this chapter are being met. If there are grounds for believing

that a person is not meeting the requirements, the department may institute proceedings under AS 44.62.330 - 44.62.630. On a finding of a violation of sec. 20 of this chapter, the department shall order the respondent to cease conferring diplomas until the requirements are met.

(b) If a respondent is the subject of an order under (a) of this section, the respondent may confer no diploma without the approval of the department showing that the respondent has complied with the regulations enacted under sec. 20 of this chapter.

Sec. 14.47.040. **Exemptions.** The following are exempt from secs. 10 - 30 of this chapter:

(1) school maintained by the United States, the state, or its political subdivisions;

(2) schools chartered, licensed, regulated, or approved by the United States or by the state, provided that tax licenses or incorporation shall not be considered to be charters or licenses;

(3) schools approved by the Northwest Association of Secondary and Higher Schools or listed in the Educational Directory of the United States Office of Education;

(4) schools maintained or classes conducted by employers for their own employees where no fee or tuition is charged;

(5) courses of instruction on religious subjects given under the auspices of a religious organization;

(6) courses of instruction given by a fraternal society or benevolent order to its members or their immediate relatives when the courses are not operated for profit.

Sec. 14.47.050. **Penalty.** A person who violates an order of the department issued under sec. 30(b) of this chapter is guilty of a misdemeanor, and upon conviction is punishable by imprisonment in a jail for not more than 30 days, or by a fine of not more than \$1,000, or by both. Each diploma conferred in violation of sec. 30(b) of this chapter is a separate violation.

Sec. 14.47.060. **Definitions.** As used in secs. 10 - 50 of this chapter, "diploma" means a degree, certificate, transcript, document, or other writing in any language representing that a person has completed a course of study beyond high school or is honored for achievement, and includes but is not limited to a diploma purporting to be a degree of bachelor, master, doctor, or fellow in any field of knowledge or endeavor. Graduation from high school or its equivalent need not be nor purport to be a prerequisite for undertaking or completing such course of study.

Approved March 27, 1964

CHAPTER 34

AN ACT

Relating to property subject to local taxation.

(S.C.S.H.B. 135)

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

Section 1. AS 29.10 is amended by adding a new section to read:

Sec. 29.10.335. **General Property Tax.** The council may assess, levy, and collect a general tax for school and city purposes not to exceed three per cent of the assessed valuation upon all

real and personal property, and enforce collection by foreclosure, levy, distress, and sale.

Sec. 2. AS 29.10.336 is repealed and re-enacted to read:

Sec. 29.10.336. **Limit on Taxing Power.** (a) Property owned by the city or the state, the household furniture of the head of a family or a house-