

the streets, alleys or other public places of a municipality for public service, except under and pursuant to the provisions of this Act.

Section 3. The provisions of this Act shall not apply, or in any way affect any franchises heretofore granted, but this shall not be construed to legalize any franchises now claimed to have been granted by any municipality.

Not to effect existing franchises.

Approved May 1, 1917.

CHAPTER 28.

AN ACT

(H. B. 4)

To provide for the maintenance of public schools and high schools in incorporated towns, cities and incorporated school districts in the Territory of Alaska.

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

Section 1. That seventy-five per cent of the total amount expended for the maintenance of the public schools, including high schools, within the limits of any incorporated town, city or incorporated school district, now existing or hereafter established, in each school year shall be refunded to the school fund of said incorporated town or incorporated school district from the monies of the Territory of Alaska, as hereinafter set forth. PROVIDED, that no expense incurred for the construction of new buildings, purchasing building sites, or other real estate, shall be considered expenses of maintenance within the meaning of this act, and not more than ten per cent (10 per cent) of the total amount of the expense of maintenance shall consist of expenses incurred for repairs, alterations or other improvements on buildings or other real estate. PROVIDED, further, that no incorporated town, city or incorporated school district, shall receive more than Fifteen Thousand Dollars, (\$15,000.00) from the Territory of Alaska under the

Appropriation for maintenance public schools.

"Maintenance" defined.

Not more than 10 per cent may be used for repairs.

\$15,000 limit to one town.

provisions of this act, during any one school year, of not less than nine (9) school months.

Restrictions on expenditure applies only to appropriations herein.

Section 2. Nothing in this act shall be construed to prevent an incorporated town, city or incorporated school district from expending an amount in excess of ten per cent (10 per cent) of the expense of maintenance within the meaning of this act for repairs, alterations or other improvements of buildings or other real estate. However, such additional expenses shall not be considered within the provisions of this act.

Account of expense to be rendered.

Section 3. The school board of each incorporated town, city or incorporated school district, shall, at the expiration of every three months, after the beginning of the school term, and at the close of the school term, for such fraction of three months as remains, prepare in duplicate an accurate detailed account of the expense of maintenance of the public schools, including high schools, for such three months period of fraction thereof. Said account shall be accompanied by vouchers showing for what purpose, and to what persons such expenditures had been made, and receipted by such person, and said account shall be verified by the oath of the Treasurer of the said board, and certified as to correctness by a majority of the school board. The original of such account, with accompanying vouchers shall be forwarded to the Governor of the Territory, and the duplicate with vouchers retained by the treasurer of the school board. A month within the meaning of this act shall consist of twenty (20) school days, legal holidays excepted.

To be approved by governor and paid by Treasurer of Territory.

Section 4. Upon receipt of the detailed expense account with accompanying vouchers, the Governor shall approve the same, or so much thereof as appear to be for expenditures within the purpose and scope of this act, and thereupon deliver the same to the Secretary of the Territory, who shall issue a warrant on the Territorial Treasurer for seventy-five (75 per cent) per cent of the amount set forth in the account, and approved as aforesaid. Such warrant shall be payable to the Treasurer

Use of money by School board.

of the school board, submitting the said expense account, and shall be deposited in the school fund of the incorporated town, city or incorporated school district in which such expense was incurred, and the amount so received shall be transferred to no other fund of the said incorporated town, city or incorporated school district. Provided the Territorial Treasurer may transfer by telegraph amounts of said warrants in settlement thereof under such regulations as the Territorial Treasurer may prescribe.

Approved May 2, 1917.

CHAPTER 29.

AN ACT

(S. B. 77)

To make libel and slander a misdemeanor and to prescribe the punishment therefor.

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

Section 1. That if any person shall wilfully speak, write, or in any other manner, publish of, or concerning another, any defamatory or scandalous matter with intent to injure or defame such other person, he shall be guilty of a misdemeanor, and upon conviction thereof he shall be punished by imprisonment in the jail for a period of not less than six months, or by a fine of not less than Fifty Dollars nor more than Five Hundred Dollars, or by both such fine and imprisonment. Any allusion to any person or family, with intent to injure, defame or maliciously annoy such family shall be deemed to come within the provisions of this section.

Libel and
slander a
misdemeanor.

Penalty.

Section 2. In all prosecutions under this act, the truth of the defamatory or scandalous matter shall be a defense only when uttered or published with good motives and for justifiable ends.

When truth
a defense.

Approved May 2, 1917.