

CHAPTER 6.

AN ACT

(H. B. 21)

To provide for compelling the attendance of witnesses and the production of books, papers and other evidence before the Senate and House of Representatives of the Legislature of Alaska, or any Committee of the Senate or House of Representatives, or joint Committee of both the Senate and House of Representatives, prescribing the method of compelling such attendance and fixing penalties for the violation thereof, and declaring an emergency.

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

Section 1. That the Senate and House of Representatives of the Legislature of the Territory of Alaska or either of said bodies and all committees of each of said bodies, whether standing or special, and all joint committees of both the Senate and House of Representatives, shall have the power to issue subpoenas in the name of the Territory, to compel the attendance of witnesses, the production of any books, papers, documents or other evidence before said Senate, House of Representatives or committee, and generally shall have the same power with reference to procuring testimony bearing on the subject matter under investigation as the courts of Alaska have in reference to any proceedings before such courts.

Power of legislature to compel attendance of witnesses and production of evidence.

Section 2. Such subpoena shall be issued and signed by the presiding officer of the Senate, House of Representatives, or by the chairman of the committee before whom the witness is summoned to attend, and shall be directed to the United States Marshal or deputy Marshal or to the sergeant-at-arms of the Senate or House of Representatives, and when served, obedience thereto may be enforced by attachment, fine or imprisonment in the Federal Jail, at the discretion of the Senate or House of Representatives; and the Senate and House of Representatives shall each have the power to prescribe rules for the trial of any person accused of disobedience of a subpoena issued in accordance with the provisions of this act, and upon conviction of such person, to punish him by fine

Form of subpoena and who to serve.

Penalties for disobedience.

not to exceed Three Hundred Dollars (\$300.00), or imprisonment in the Federal jail for a period of not to exceed Six (6) months. Fines collected under the provisions of this Act shall be covered into the Territorial Treasury. It shall be the duty of the United States Marshal and his deputies to serve and execute all subpoenas, writs, commitments, or other processes directed to them, or placed in their hands in accordance with and by virtue of the provisions of this Act.

To be paid to Territorial Treasury.

Enforcement in name of Territory; proceeding by Attorney General.

It is further provided that the Territory of Alaska shall have a right of action for the collection of any fines imposed under and by virtue of the provisions of this Act, which action shall be conducted by the Attorney-General in the name of the Territory.

Limitations on power of Committees.

PROVIDED, that the power of compelling the attendance of witnesses herein granted shall not be exercised by any standing or special committee of either the Senate or House of Representatives or joint committee of both bodies, except in accordance with a resolution of the Senate or House of Representatives, or both, in the case of a joint committee, directing the exercise of such power.

Fees for attendance and mileage, and how paid.

Section 3. All persons appearing before any of the bodies herein designated, in response to a subpoena as herein provided shall be paid Four Dollars, (\$4.00) for each day's attendance before such body, and for the time necessary in coming from and returning to his or her place of residence and mileage at the rate of 15 cents per mile for the distance traveled in going to and returning from the place of attendance, from the monies in the Territorial Treasury, and the Territorial Treasurer shall pay said fees and mileage to any witness upon presentation by him of a certificate of attendance and mileage due, signed by the presiding officer of the House which authorized issuance of subpoena.

Administration of oaths; false swearing perjury and penalty affixed.

Section 4. The presiding officer of the Senate and House of Representatives and the chairman of every committee of either body, shall have the power to administer an oath to any witness subpoenaed before such

body in accordance with the provisions of this Act, and any person, who, having been subpoenaed under the provisions of this Act, shall wilfully swear or affirm falsely concerning any matter, material to the subject under investigation or inquiry, shall be deemed guilty of perjury and upon conviction thereof in the District Court, shall be punished by imprisonment in the Penitentiary for not less than One (1), nor more than Ten (10) years.

Section 5. Any person who is called as a witness before the Senate, House of Representatives or any committee of either the House or Senate or committee of both the House and Senate, and refuses to answer any question or to produce any book, paper or document relating to the matter under inquiry, on the ground that the answer to such question or the production of such book, paper or document may tend to criminate himself, may be granted immunity from punishment for the offense to which the question or evidence relates by resolution of the House which is conducting the inquiry duly passed and entered upon its journal, and such witness may then be compelled to answer the questions, or produce the evidence.

Immunity of witnesses.

Whenever a witness is granted immunity and compelled to testify or produce evidence after claiming the privilege of self-incrimination, he shall not thereafter be prosecuted in any court for the offense to which the question of evidence relates.

Section 6. Any person who shall be subpoenaed in accordance with the provisions of this Act, and shall fail, neglect or refuse to attend at the time and place where his presence is required or fail, neglect or refuse to bring with him any books, papers, or instruments or other evidence designated in the subpoena, or who having attended in response to such subpoena, shall refuse to testify as to any matter within the power of the Senate, House of Representatives or committee to investigate, shall be guilty of a misdemeanor, and upon conviction

Refusal to obey subpoena and penalty.

thereof in a court of competent jurisdiction, shall be punished by a fine of not less than One Hundred Dollars (\$100.00), and not more than Five Hundred Dollars (\$500.00), or by imprisonment in the Federal jail for not less than thirty days (30), and not more than six months (6).

Emergency de-
clared.

Section 7. An emergency is hereby declared to exist and this Act shall take effect immediately after its passage and approval.

Approved April 26, 1917.

CHAPTER 7.

AN ACT

(H. B. 15)

To amend Chapter 48 of the Session Laws of the Territory of Alaska for the year 1913, entitled; 'An Act to provide for the formation of banking corporations and to regulate the business of banking in the Territory of Alaska and securing supervision thereof; for the appointment of a Territorial Banking Board, defining its duties and fixing the penalties for the violation of this Act;' as amended by Chapter 16 of the Session Laws of the Territory of Alaska for the year 1915."

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

Amending
Banking law.

Section 1. That Section 5, of Chapter 48, of the Session Laws of the Territory of Alaska, for the year 1913, as amended by Section One of Chapter 16, of the Session Laws of the Territory of Alaska for the year 1915, be, and the same is hereby amended to read as follows:

Capital of bank
may not be less
than \$25,000.

"Section 5. It shall be unlawful for any corporation, foreign or domestic, or any partnership or individual to transact a banking business in this Territory unless, in the case of corporation, such corporation have a paid-up capital of at least Twenty-Five Thousand Dollars (\$25,000.00), in lawful money of the United States or in gold bullion of the value thereof, or in the case of a partnership, or individual, unless such partnership or individual has actually invested in such banking business the sum