

## CHAPTER 15.

## AN ACT

(H. B. 51)

For an appropriation to cover salary of Senators John Ronan and Dan A. Sutherland, for days they were unavoidably absent from the Fourth Session of the Legislature, and declaring an emergency.

WHEREAS, Senator John Ronan was absent seven days, and Senator Dan A. Sutherland was absent two days, at the beginning of the Fourth Session of the Legislature, due to circumstances and conditions over which they had no control, and were, in consequence, prohibited from drawing salary from the Federal appropriation for the period of absence; NOW, THEREFORE,

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

Appropriation re-  
lief John Ronan  
and Dan A. Suth-  
erland

Section 1. That there be, and is, appropriated out of the general funds of the Territorial Treasury, the sum of One Hundred Five Dollars (\$105.00) to pay Senator John Ronan, and the sum of Thirty Dollars (\$30.00) to pay Senator Dan A. Sutherland, for the days they were unavoidably absent from the Fourth Session of the Legislature.

Emergency

Section 2. An emergency is hereby declared to exist, and this Act shall take effect immediately upon its passage and approval.

Approved April 25, 1919.

## CHAPTER 16.

## AN ACT

(S. B. 39)

To amend Section 29, of Chapter 48, of the Session Laws of Alaska, 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 Bank-

ing Board, defining its duties; and fixing penalties for the violation of this Act," and declaring an emergency.

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

Section 1. That Section 29, of Chapter 48, of the Ses-  
 sion Laws of Alaska, 1913, entitled: "An Act to provide  
 for the formation of banking corporations, and to regu-  
 late 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 penalties for the violation of this Act", be,  
 and the same is hereby, amended to read as follows:

Section 29, Chap-  
 ter 48 Laws  
 1913 amended

"Section 29. The Territorial Banking Board shall  
 select a competent person to make a detailed examina-  
 tion of the banks coming under this Act, such examina-  
 tion to be made by a member of the banking board, or a  
 competent person in the district where the bank to be  
 examined is located, and the results of his examination  
 and findings thereon shall be transmitted to the Terri-  
 torial Banking Board. Such person so examining said  
 banks shall be paid therefor by the bank so examined  
 a reasonable fee fixed by the Territorial Banking Board  
 which shall not exceed twenty-five dollars per day; and  
 any one regular examination shall not exceed the sum  
 of one hundred dollars. Such a person appointed for and  
 making such examination shall take and subscribe an  
 oath before a person empowered to take the same that  
 he will honestly and impartially examine into and report  
 the condition of said bank as to assets and liabilities  
 and such other information as may be required by the  
 Territorial Banking Board, and that he will not disclose  
 the information he obtains through said examination  
 to any person other than the Territorial Banking Board,  
 and that at the time of his employment he is not in any  
 way obligated to or the owner of any interest in said bank  
 or an officer or stockholder therein, and that he is not  
 the owner of any interest in, or an officer, employee or  
 stockholder of any bank conducting a banking business

Examiners of  
 banks—appoint-  
 ment, qualifica-  
 tion, compensa-  
 tion and oath

in the same town, city or recording district in which the bank to be examined is located.

Impaired capital  
to be replaced

“Any irregularities in the conduct of the bank’s business and any violation of law, shall be promptly called to the attention of the directors of such bank by the Territorial Banking Board, and if it should be further disclosed that the capital of the bank be impaired, an immediate demand shall be made by the Territorial Banking Board upon the directors of such bank to have the impairment replaced within ninety days and to levy an assessment upon the stockholders for that purpose. Whenever the Territorial Banking Board shall notify the Board of Directors of a bank or trust company to replace an impairment of capital of the bank or to levy an assessment upon the stock of such corporation for the purpose of making good such impairment, such Board of Directors shall, within ten days from the issuance of such notice, if such impairment is not within that time replaced, adopt a resolution for the collection of sufficient funds to replace said impairment by the levy of an assessment, and shall immediately upon the adoption of such resolution serve notice upon each stockholder personally or by mail at his last known address to pay such assessment, and that if the same be not paid within sixty days from the date of issuance of such notice, the stock shall be subject to sale and all amounts previously paid thereon will be subject to forfeiture. At any time after the expiration of said sixty day period, the Board of Directors may proceed, by action at law or otherwise, to collect the assessment from any delinquent stockholder, or it may, whether an action has been commenced or not, at any time before the assessment is actually paid sell the stock of such stockholder and forfeit all the amounts previously paid thereon. Provided that the payment of any assessment under the provisions of this section for the purpose of making good any impairment of capital, as herein provided, shall not relieve any stockholder from any liabil-

Assessment on  
stock

Powers and duties  
Directors of  
Bank

ity to the creditors of the bank, as provided by section fifteen of this act.

If the directors of a bank fail or refuse to replace the impairment of its capital within the ninety day period after demand has been made for such replacement by the banking board, the said board shall take possession of such bank in the manner provided by law in case of insolvency.

Banking Board  
to take posses-  
sion of Bank,

If any stock be sold, there shall be returned to the original stockholder, his heirs or assigns, any surplus which remains after deducting from the amount realized at such sale the amount of the assessment due upon such stock, together with all costs incurred in connection with the sale of such stock and interest upon the assessment from the date of the notice to the stockholder.

In the event of the failure of any board of directors to adopt the resolution herein required within the time specified or to collect any assessment or to forfeit the stock of any delinquent stockholder, as herein provided, the banking board may, in their discretion, at any time, issue the notice herein provided for on behalf of such corporation and bring any appropriate action in its own name but for the benefit of such corporation for the collection of any assessment, declare the forfeiture of any stock, or perform any other act herein referred to, with the same force and effect as if said act was performed by the board of directors, and in the event that the banking board shall have brought any proceedings for the collection of any assessment, the board of directors shall thereafter have no power to continue such proceeding, except as permitted by said banking board.

Banking Board  
to exercise pow-  
ers of directors

At any time after it is disclosed that the capital of a bank is impaired, the Territorial Banking Board may, in lieu of exercising the powers hereinbefore designated, take immediate charge of the assets of such bank and make application to the district court in the division where the bank is located for the appointment of a receiver who shall take charge of and wind up the

Banking Board  
to take charge  
of assets of  
bank, when

Receivership  
No. 17

affairs of such bank. The receiver shall, upon the order of the district court, at the request of the Territorial Banking board, sell or compound all bad debts or doubtful debts due the bank and sell all other property of such bank, and shall, if necessary to pay the debts of such bank, enforce the individual liability of the stockholders; Provided, that the judge of the district court to whom application for the appointment of a receiver is made may, in his discretion, appoint any person whom the holders of more than fifty per cent. of the claims against such bank may agree upon in writing; and provided, further, that such creditors so agreeing shall have the right to contract with the person whom they may name as to the compensation and charges to be by him received for liquidating the affairs of such bank."

Section 2. An emergency is hereby declared to exist and this act shall take effect and be in force from and after its passage and approval.

Approved April 26, 1919.

## CHAPTER 17.

### AN ACT

(S. B. 31)

To amend Sections 1, 2, and 3, Chapter 64, of the Session Laws of Alaska, 1915, entitled, "An Act to provide allowances for certain aged residents of Alaska, and for other purposes; and to repeal Chapter 49, of the Session Laws of Alaska, 1917, entitled: 'An Act to amend Section 3 and Section 7, Chapter 64, of the Session Laws of Alaska, 1915, entitled, 'An Act to provide allowances for certain residents of Alaska, and for other purposes,' and providing for the vesting in the Territory of the estates of beneficiaries under this Act.

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

Section 1, Chap-  
ter 64 Laws  
1915 amended

Section 1. That Section 1, Chapter 64, of the Session Laws of Alaska, 1915, entitled, "An Act to provide al-