

the Territory of Alaska, to be expended under direction of the Governor in cooperation with the Department of Agriculture, said sum to be used for the purpose of making a study and investigation of the warble fly, nose fly and other pests and parasites which prey upon the reindeer herds of Alaska, with a view to eradicating such pests and parasites.

Emergency.

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

Approved May 2, 1929.

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## CHAPTER 86.

### AN ACT

[H. B. 56]

To authorize physical examinations of school children and to require parents and guardians to cause their children to be examined for diseases and exposures thereto, and to authorize the exclusion of children from school when suffering from, afflicted with, or exposed to disease, and authorizing the expenditure of school funds therefor, providing penalties for violations, and declaring an emergency.

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

Authorizing  
physical exam-  
ination city  
school children.

Section 1. That school boards within incorporated municipalities are empowered and authorized to, and shall, at least once during each school year, cause a physical examination to be made by a competent physician or nurse of the pupils attending said school, and are authorized and empowered to, and shall, exclude from school attendance all children afflicted with or suffering from, or who have been exposed to, any contagious, infectious, obnoxious or communicable disease or diseases, and are authorized and empowered to, and shall, require, if in the judgment of the Terri-

Afflicted  
children to be  
excluded from  
schools.

territorial Health Officer such action is necessary for the welfare of the community, the children attending said school to be vaccinated against such diseases as the Territorial Health Officer may specify. Vaccination.

Section 2. No child shall be obliged to submit to physical examination or vaccination whose parents or guardians object thereto on the grounds of religious principles. Such objection shall be made in writing, shall be signed by the parents or guardians of such child and shall be delivered to the child's teacher or to the person who might order or conduct said examination in the absence of such objection; Provided, however, that exemption from physical examination and vaccination shall not be granted when in the judgment of the teacher, principal, superintendent, board of education or physician the child shows symptoms of physical defects or shows symptoms of or has been exposed to any contagious, infectious, obnoxious or communicable disease. Exception for religious objectors—objections, how made. Proviso.

Section 3. That the said school board, when such physical examination is made of any child, shall deliver, in person or by mail, to the parents or guardians of said child a certificate which shall be signed by the physician or nurse making such physical examination, specifying the disclosures made by said examination with respect to the health and physical well-being of said child. Board to deliver certificate to parents.

Section 4. That no child, who has been excluded from said school because he or she is afflicted with, suffering from, or has been exposed to any contagious, infectious, obnoxious or communicable disease, shall be permitted to again attend said school or any other school until said child first presents to the person in charge of such school a certificate, in writing, from a duly licensed and practicing physician that he or she is no longer afflicted with or suffering from such disease and, or that his or her exposure thereto will not en- Child excluded from one school shall not attend another school—until.

danger, by his or her attendance in school, the health or welfare of any other pupil in said school or the general public.

Doctor's fee  
for examination  
fixed, how paid.

Section 5. That no physician, unless otherwise agreed to by the child's parent or guardian, shall charge a fee of more than Two (\$2.00) Dollars for each examination of a child as herein provided, and in case such examination is made by a municipal health officer or by a physician designated by the school board, the school board shall pay, out of its funds, the physician's fee or fees therefor at the aforesaid specified rate, and charge said payment as an operating expense; provided, however, that said school board shall not pay more than One (\$1.00) Dollar for each child as a fee for the preliminary examination provided for by Section 1 hereof, which fee shall be paid out of school funds and charged to operating expense.

Proviso.

Examination  
required, when.

Section 6. That all municipal health officers in incorporated municipalities, when requested by the school board, are hereby authorized and required to make the said examinations and treatments provided for in this Act.

False certificate  
by physician,  
penalty for.

Section 7. That any physician who shall willfully and knowingly give a false certificate concerning the health and physical well-being of any child, that is intended to obtain or to assist in obtaining said child's re-admission into any school, either while said child is afflicted with or suffering from any contagious infectious, obnoxious or communicable diseases or before said child's exposure to any such disease has ceased to endanger, by the said child's attendance in school, the health or welfare of any other pupil in said school or of the general public, shall be guilty of a misdemeanor and shall be subjected to a fine of not less than Five (\$5.00) Dollars or more than One Hundred (\$100.00) Dollars.

Section 8. That the provisions of this Act, including the penalties for violation hereof, shall apply in all respects to school districts outside of incorporated municipalities and to parents, guardians, children, physicians, nurses and health officers therein; but in school districts outside of incorporated municipalities the Territorial Commission of Education is authorized and empowered to, and shall, carry out the provisions of this Act, and in those districts he is hereby granted and given all the authority and powers herein conveyed to school boards within incorporated municipalities, which powers he, in his discretion may delegate to the school boards of such districts outside of incorporated municipalities; and to pay out of the Territorial school funds as operating expense fees, as in this Act provided, for examinations and treatments to children.

Scope of Act defined.

Commissioner of Education empowered to act where.

Medical examinations, how paid.

Section 9. That this Act shall not be construed to repeal the compulsory attendance of children in schools as provided by Chapter 44, Alaska Session Laws, 1913, and Chapter 41, Alaska Session Laws 1915.

No repeal Compulsory Attendance.

Section 10. That the invalidity of any portion of this Act shall not affect the validity of any portion thereof which can be given effect without such invalid part.

Partial invalidity, effect of.

Section 11. That an emergency is hereby declared to exist and this Act shall become effective immediately upon its passage and approval.

Emergency.

Approved May 2, 1929.