

CHAPTER 103.

AN ACT

[S. B. 75]

To create a Board of Examiners and define their functions, and declaring an emergency.

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

Creation and
personnel of
Board of
Examiners.

Section 1. A Board of Examiners consisting of the Governor, the Treasurer and the Attorney General of the Territory is hereby created. The duties of this board shall be as hereinafter specified. The Governor shall be chairman of the board.

When claim is
disallowed by
Auditor.

Section 2. Whenever the Auditor shall disallow any claim or demand against the Territory, he shall in writing notify the claimant and the officer who has approved the voucher giving his reasons for the disallowance. If the claim or demand shall have been disallowed because of failure of claimant or officer to submit vouchers in proper form or failure to otherwise comply with the rules of the Auditor's office for the presentation of claims or demands against the Territory, the claim or demand may be resubmitted in proper form; but if the claim or demand shall have been disallowed on its merits the claimant or the officer who has approved the voucher may, within sixty (60) days after receiving the notice of disallowance above provided for, give written notice of his appeal to the Board of Examiners from the decision of the Auditor. Any written notice showing the desire of the claimant or the officer to have the decision of the Auditor reviewed by the Board of Examiners shall be sufficient, and it may be signed either by the claimant, his agent or the officer approving the voucher. Upon receiving such notice of appeal the Auditor shall without delay transmit the records in the case to the Governor for consideration by the board.

Appeal to—

Hearing on
appeal.

Section 3. When informed that an appeal to the Board of Examiners has been taken, the Governor

shall, fix a time as soon thereafter as conveniently possible for hearing the appeal and shall notify the claimant and the officer who approved the voucher and afford them all reasonable opportunity to be heard. The board after due hearing may either affirm, reverse or modify the decision of the Auditor. The judgment rendered by the Board shall be binding on the Auditor and it shall be his duty to issue against the proper appropriation a warrant for whatever sum the board finds due the claimant.

Section 4. The board shall have authority to hear witnesses on any question of fact involved on any appeal and may authorize depositions to be taken of any absent witness. The board shall have authority to promulgate rules and regulations governing proceedings on appeal, and any member of the board shall have authority to administer oaths to witnesses appearing before the board. False testimony before the board shall constitute perjury and shall be punished as such.

Authority of Board.

False testimony.

Section 5. Whenever any question of law is involved in any case before the board the latter may request a written opinion from the Attorney General thereon.

Board may request written opinion of Attorney General.

Section 6. An emergency is hereby declared to exist and this Act shall take effect immediately upon its passage and approval.

Emergency.

Approved April 30, 1931.