

## CHAPTER 29.

## AN ACT

[S. B. 56]

To amend Section 4, Chapter 50, Session Laws of Alaska, 1931, and declaring an emergency.

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

Section 1. That Section 4, Chapter 50 of the Session Laws of Alaska for 1931 be amended by adding at the end of the said Section "That this appropriation shall remain in effect for the purposes of this Act until the compilation is completed or the appropriation is exhausted".

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

Approved April 19, 1933.

## CHAPTER 30.

## AN ACT

[H. B. 19]

To provide for the licensing of fishermen in the Territory of Alaska; repealing Chapter 94, of the Session Laws of 1923, Chapter 57 of 1925 and Chapter 96 of 1929, and declaring an emergency.

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

Section 1. It shall be unlawful for any person to engage in fishing in the Territory of Alaska who is not a citizen of the United States, or who has not declared his intention to become such, and all persons qualified to engage in fishing, shall first obtain a license so to do under the provisions of this Act.

Who required  
to secure  
license to fish.

Penalty for violation.

Anyone violating the provisions of this section shall be deemed guilty of a misdemeanor, and, upon conviction shall be punished by a fine of not less than Fifty Dollars (\$50.00) nor more than Two Hundred Dollars (\$200.00) or by imprisonment for not more than thirty days, or by both such fine and imprisonment in the discretion of the court.

Treasurer to issue licenses.

Section 2. Licenses to fish in the waters of Alaska shall be issued by the Treasurer of the Territory and by such other persons as shall by the Treasurer be deputized for that purpose. Such deputies shall also have power to administer oaths and to make arrests and enforce compliance with this Act. Such deputies shall each be supplied with a badge of office constructed of metal with the words "Territorial Tax Collector" engraved thereon and which badge they shall wear plainly exposed when on duty.

The license fee shall be as follows:

Resident fishermen.

(a) For each resident fisherman of all classes \$1.00;

Non-resident fishermen.

(b) For each non-resident fisherman who uses hook and line in trolling \$25.00;

(c) For each non-resident fisherman who uses gill nets \$25.00;

(d) For each non-resident fisherman who uses seines \$25.00;

(e) For each non-resident fisherman employed in operation of fish traps, \$25.00.

Treasurer to prepare applications and make rules and regulations.

Section 3. It shall be the duty of the Treasurer of the Territory to prepare blank forms for applications for licenses under this Act, and he may promulgate rules and regulations for carrying out the provisions of this Act.

Contents of application.

Section 4. The statements in the application shall by the applicant, be verified under oath as true before

some officer authorized to administer the oath. The application shall also state whether the applicant is a native born or naturalized citizen, and if foreign born, whether or not he has declared his intention to become a citizen of the United States. If he be a naturalized citizen the application shall state where and when he became a citizen, and if he has declared his intention to become a citizen the application shall state where and when such intention was declared; provided, however, that this requirement shall not apply to one who is a native descendent of one of the aboriginal tribes of Alaska and who in the application describes himself as such. Anyone knowingly swearing falsely to any statement in such application, or anyone procuring or having in his possession a license issued by reason of any false or fraudulent statement in any application for a license, shall be deemed guilty of a misdemeanor, and, upon conviction, shall be punished by imprisonment in the federal jail for a period of not less than 30 days nor more than one year or by a fine of not less than One Hundred Dollars (\$100.00) nor more than One Thousand Dollars (\$1,000.00), or by both such fine and imprisonment, in the discretion of the court. Penalty.

Section 5. The term "fishing" as used in this Act means the catching of fish, whether by hook, net, seine or trap. Definitions.

By the term "Fisherman" as used in this Act shall mean one who at the time of applying for a license shall be a bona fide resident of the Territory of Alaska and shall have been such resident continuously for at least one year immediately preceding the signing of such application.

The term "nonresident" fisherman as used in this Act shall mean one that is not a "resident" fisherman as above interpreted.

License to be exhibited on demand.

Section 6. The license herein provided for shall be exhibited, upon demand therefor, to any officer, agent or employee of the Federal or Territorial government.

Unlawful to employ, or purchase fish from unlicensed fishermen.

Section 7. It shall be unlawful for any person, association or corporation, or for the agent of any person, or for the officer or agent of any association or corporation, to knowingly have in his, their, or its employ, or to knowingly purchase fish from, any fisherman who is not duly licensed as such under the provisions of this Act.

Penalty.

Anyone violating any of the provisions of this section shall be guilty of a misdemeanor, and, upon conviction shall be punished by a fine of not less than Fifty Dollars (\$50.00) nor more than Two Hundred Dollars (\$200.00), or by imprisonment for not less than thirty days, nor more than one year, or by both such fine and imprisonment, in the discretion of the court, and in addition thereto shall pay to the Territory double the license tax provided by this Act and which such fisherman was required to pay to secure a license from the Territory.

Act to apply only to commercial fishing.

Section 8. This Act shall not apply to fishing for personal consumption but shall apply only to fishing for commercial purposes; provided, however, that fishing in those rivers of Alaska wherein commercial fishing for export out of the Territory of Alaska is prohibited by law or regulation, or the sale of dried fish for dog food, by native Indians or permanent bona fide residents of the Territory of Alaska, shall not be considered commercial fishing under the provisions of this Act.

License valid only for calendar year.

Section 9. No license herein provided for shall be valid beyond the calendar year in which it was issued and shall expire on the 31st day of December next after the date on which it was issued.

Section 10. The Territorial Treasurer is hereby authorized to appoint the United States Commissioners of the several precincts of the Territory or any other persons as his agents to take applications, issue the licenses and collect the license fees herein provided. The said commissioners or other agents of the Treasurer who are not otherwise employed on salary or wages from the Territory, shall receive for their services twenty-five (25c) cents for each resident fisherman's license so issued, and a fee of Two Dollars (\$2.00) for each non-resident fisherman's license so issued. The Commissioners or other agents of the Treasurer shall monthly transmit to the Treasurer all fees so collected by them together with a full account of the same.

Treasurer to  
appoint agents.

Fees for  
issuing licenses.

Monthly  
accounting by  
agents.

The Treasurer shall not be liable for the defalcation or failure to account for the fee so collected by any Commissioner or other agent so appointed but is hereby empowered to require a bond in such sum as he may deem proper conditioned upon the faithful accounting for all moneys collected by said commissioners or other agents.

Treasurer not  
liable for  
agent's collec-  
tions.

Section 11. This Act repeals Chapter 94 of the Session Laws of 1923; Chapter 57 of the Session Laws of 1925, and Chapter 96 of the Session Laws of 1929.

Repeal.

Section 12. An emergency is hereby declared to exist and this Act shall take effect upon its passage and approval.

Emergency.

Approved April 20, 1933.