

CHAPTER 63.

AN ACT

[S. B. 64]

To amend Section 4795 of the Compiled Laws of Alaska, 1933, relating to burglary in a dwelling house, and declaring an emergency.

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

Section 1. That Section 4795 of the Compiled Laws ^{Amended.} of Alaska, 1933, be amended to read as follows:

“Section 4795. Burglary in dwelling house. If any ^{Burglary defined.} person shall break and enter any dwelling house with intent to commit a crime therein, or, having entered with such intent, shall break any such dwelling house or be armed with a dangerous weapon therein, or assault any person lawfully therein, such person shall be deemed guilty of burglary, and upon conviction ^{Penalty.} thereof shall be punished by imprisonment in the penitentiary not less than one nor more than ten years; provided, however, if said burglary be committed at night time the maximum penalty shall be fifteen years and provided further that if a human being be within the dwelling at the time of said burglary, either night time or day time the maximum penalty shall be twenty years.”

Section 2. An emergency is hereby declared to exist ^{Emergency} and this Act shall become effective upon its passage and approval.

Approved March 9, 1939.