

Make recommendations. said report to the Territorial Legislature at its next regular session within ten days of the opening of the session. The period of such audits shall be on a calendar year basis. The Board of Administration shall also make such recommendations in the report to the Legislature as it shall deem necessary and proper.

Appropriation. Section 2. There is hereby appropriated out of the monies of the Territorial Treasury, not otherwise expended, the sum of \$10,000.00, or as much thereof as may be needed for the purposes of carrying out the provisions of this Act.

Repeal. Section 3. That Chapter 15, Session Laws of Alaska, 1937, and Section 2708 of the Compiled Laws of Alaska, 1933, as amended by Chapter 44 of the Session Laws of Alaska, 1943, are hereby repealed.

Approved March 22, 1945.

CHAPTER 41

AN ACT

[H. B. 43]

To create a Territorial Department of Agriculture, defining its powers and duties, making an appropriation therefor, and declaring an emergency.

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

Department created.

Section 1. There is hereby created the Department of Agriculture of Alaska, the general design and duties of which shall be to acquire and to diffuse among the people of the Territory information on subjects connected with agriculture, to control and regulate the entry into and transportation within the Territory of seeds, plants and other horticultural products, and to control and eradicate

Duties outlined.

the spread of pests injurious to plants, trees, vegetables, livestock, poultry, to aid in developing the utilized and not utilized agricultural resources of this Territory, to experiment and determine practical methods of growing, processing, soil analysis, eradication of obnoxious weeds, control of insects, cheaper and more satisfactory methods of land clearing. The Department of Agriculture shall be an executive department of government under the supervision and control of a Commissioner of Agriculture, hereinafter referred to as the Commissioner. He shall be appointed by the Governor, with the advice and consent of the Legislature, for a term of four years commencing on April 1 of the year in which he is appointed and until his successor is appointed and duly qualified. The Governor, in the case of a vacancy for whatever reason, shall have the power to fill such vacancy for the balance of the unexpired term. No person shall be appointed as Commissioner who is not a resident of the Territory. The Commissioner shall receive a salary of \$5,000.00 per annum and shall be authorized to employ such deputies, professional and clerical personnel as in his judgment are necessary for investigation under, and the efficient enforcement and administration of, this Act. The Commissioner shall keep a complete record of all proceedings. All records are to be open during regular hours of business for public inspection. The Commissioner shall collect all fees as provided for under this Act and shall keep a complete record of every transaction. He shall remit to the Territorial Treasury all monies received and shall sign and issue vouchers for disbursements necessary to carry out the provisions of this Act. He shall execute a good and sufficient bond, approved by the Auditor of the Territory, in the sum of \$10,000, running to the Territory of Alaska, conditioned upon the faithful performance of his duties, which bond shall be filed with the Auditor of the Territory. He shall make a report of his activities not later than December 31 of each even-numbered year, to the Governor for transmittal to the Legislature.

Governor to
appoint
Commissioner.

Vacancy—How
filled.

Qualifications
and Salary.

Bond.

Direct
experimental
work.

Control entry of
seeds, plants,
etc.

Power to issue
rules.

Section 2. The Commissioner of Agriculture shall direct, administer and supervise experimental work not in conflict with existing Federal or Territorial activities for the purpose of promoting and developing agricultural industry within the Territory of Alaska including, but not limited to, such fields as horticulture, dairying, cattle raising, fur farming, etc. He shall procure and preserve all information pertaining thereto and disseminate such information to the public at large. He shall have the power to regulate and control the entry into and transportation within the Territory of plants, seeds, vegetables, nursery stock and animals, in order to prevent the spread of pests and diseases injurious to the public interest. He shall provide prospective settlers and others desiring to engage in the agricultural industry in Alaska with information concerning areas suitable for agriculture and shall furnish such other information as is essential to the development of the agricultural industry in the Territory of Alaska. He shall make a study of the marketing of agricultural products within the Territory including transportation with special emphasis upon local production and is hereby directed to negotiate for the marketing of agricultural products of the Territory with all Federal and Territorial agencies operating in the Territory. The Commissioner shall have the power to issue all rules, orders, regulations and quarantines necessary to carry out the purposes of this Act in connection with: (a) The examination and inspection of premises containing products, articles or commodities carrying pests; (b) establishment of quarantines for eradication of pests; (c) standards and labels pertaining to the sale of agricultural and vegetable seeds; (d) analyzing and testing and the giving of notice for hearings to determine whether stop orders or quarantines shall issue; and (e) the cooperation with Federal and Territorial agencies to carry out the purposes of this Act.

Section 3. Any person who violates any provision of this Act, or of any rule, regulation, order or quarantine

made under authority of this Act, or sells seeds failing to meet all of the labeling requirements, standards and tests as provided for by regulation of the Commissioner shall, upon conviction thereof be punished for each such offense by a fine of not more than \$1,000, or by imprisonment for not more than one year, or by both such fine and imprisonment. Penalties.

Section 4. Such amounts as the Legislature may from time to time deem necessary to carry out the provisions and to accomplish the purposes of this Act are hereby authorized to be appropriated and made available to the Department of Agriculture out of any monies in the Treasury not otherwise appropriated. There is hereby appropriated for the period ending March 31, 1947 the sum of \$37,500 for the Department of Agriculture out of any monies in the Treasury not otherwise appropriated. Appropriation.

Section 5. If any provision of this Act or the application of such provision to any person or circumstances shall be held invalid, the validity of the remainder of the Act and the applicability of such provision to other persons or circumstances shall not be affected thereby. Saving clause.

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

Approved March 23, 1945.

CHAPTER 42

AN ACT

[H. B. 25]

To appropriate the sum of One Thousand (\$1,000.00) Dollars to cover a deficiency in the appropriation for Entertainment at the Gov-