

Treasurer showing all motor fuel used or distributed within the Territory.

Section 3. Any person, firm or corporation who violates any of the provisions of this Act shall, upon conviction thereof, be punished for each such violation by a fine of not less than Fifty Dollars (\$50.00) nor more than Five Thousand Dollars (\$5,000.00), or by imprisonment for not more than one year, or by both such fine and imprisonment, and each day's violation shall constitute a separate offense. ^{Penalties.}

Approved March 24, 1945.

CHAPTER 48

AN ACT

[S. H. B. 11]

To create a Territorial Department of Labor; to prescribe its organization, powers and duties; and to repeal all Acts and parts of Acts in conflict herewith, and declaring an emergency.

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

Section 1. There is hereby created a Department of Labor whose duty it shall be to foster and promote the welfare of the wage earners of the Territory, to improve their working conditions and to advance their opportunities for profitable employment. ^{Department created.}

Section 2. The Department of Labor shall be an executive department of government under the supervision of a Commissioner of Labor, hereinafter referred to as the Commissioner. He shall be elected by the voters of the Territory at each general election beginning with the general election of 1946 and shall, beginning with January <sup>Election of Commissioner—
Term of office.</sup>

Vacancy—how filled.

Salary.

1 following his election, serve for a term of four years and until his successor is elected and qualified; provided, that the present incumbent in office shall serve until January 1, 1947. 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 \$5,600.00 per annum.

Administration.

Records.

Section 3. The Commissioner 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 record of all proceedings. All records are to be open during regular hours of business for public inspection. He shall remit to the Territorial Treasurer all monies that he may receive 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 Ten Thousand Dollars (\$10,000.00) running to the Territory of Alaska, conditioned upon the faithful performance of his duties which bond shall be filed with the Territorial Auditor.

Section 4. The Commissioner shall have the power to issue subpoenas, administer oaths and take testimony concerning any matters within the jurisdiction of the Department.

Duties and powers.

Section 5. In addition to all the powers set forth in Chapter XLI, Compiled Laws of Alaska, 1933, as amended, the Commissioner shall have the power: (1) to administer and enforce the provisions set forth in Chapter 80, Session Laws of Alaska, 1939; (2) to act as mediator and to appoint deputy commissioners of conciliation in labor disputes whenever in his judgment the interest of industrial peace may require it to be done; (3) to make investiga-

tions, collect and compile statistical information concerning the conditions of labor generally and upon all matters relating to the enforcement of the provisions of this Act; (4) to institute appropriate proceedings in a court having jurisdiction over the matter against any employer of labor without cost to the employee when he is satisfied that the employer has failed to pay an employee or employees any amount that may be due and payable in accordance with the terms of an existing contract or agreement; (5) and to issue all orders, rules and regulations necessary to carry out the purposes of this Act.

Collect unpaid wages.

Section 6. Every employer shall furnish employment which shall be reasonably safe for the employment therein and shall furnish and use safety devices and safeguards, and shall adopt and use methods and processes reasonably adequate to render such an employment or place of employment reasonably safe, and shall do every other thing reasonably necessary to protect the life, health, safety and welfare of such employees, provided that, as used in this Act, the term "safe" or "safety" as applied to any employment or a place of employment shall include conditions and methods of sanitation and hygiene reasonably necessary for the protection of life, health, and safety and welfare of employees or the public.

Safe employment.

Section 7. Every person or corporation employing labor in the Territory shall establish monthly pay periods, at which time such employer shall pay all employees for all labor performed or services rendered; provided, however, that where the laborers' or employees' services are terminated, regardless of the cause of termination, all wages, salaries or other compensation for labor or services shall become due immediately and shall be paid within twenty-four hours after such termination; provided, further, that nothing in this section shall be construed to affect any valid written contract or agreement entered into between employer and employee or their respective representatives.

Monthly pay periods.

Accurate record
of each employee.

Section 8. Every employer shall keep a true and accurate record of the name, address and occupation of each person employed by him, and of the daily and weekly hours worked by each such person and of the wages paid each pay period to each such person. Such record shall be kept on file for at least one year after the date of the record.

Information
furnished.

Section 9. Every employer shall furnish to the Commissioner any information which he is authorized to require, and shall make true and specific answers to all questions, whether submitted orally or in writing, authorized to be put to him.

Commissioner
has power to
enter and collect
statistics.

Section 10. The Commissioner and his authorized representatives shall have the power and authority to enter any place of employment during regular hours of employment and in cooperation with the employer, or someone designated by him, to collect facts and statistics relating to the employment of workers and of making inspections for the proper enforcement of all labor laws of the Territory, and shall, for the purpose of examination, have access to and the right to copy from any book, account, record, pay roll, paper or document relating to the employment of workers. Any employer who hinders or unnecessarily delays the Commissioner or his authorized representative in the performance of his duties in the enforcement of this Act, or who refuses to admit the Commissioner or his authorized representative to any place of employment, or who fails to keep, or who falsifies any record required under the provisions of this Act, or who refuses to make such records accessible or refuses to furnish a sworn statement thereof or to give information required for the proper enforcement of this Act, upon demand, to the Commissioner or his authorized representatives, shall be deemed to have violated this Act.

Report.

Section 11. The Commissioner of Labor shall submit a report to the Governor for transmittal to the Legislature,

concerning the activities of the Department of Labor during the preceding two years.

Section 12. The Commissioner shall negotiate from time to time with the Federal and Territorial Departments and other agencies such arrangements as may be deemed expedient for cooperation with said Departments and Agencies in formulating and carrying out policies and projects designed to encourage and assist in the protection and welfare of labor of the Territory.

Cooperate with
Federal and
Territorial
Departments.

Section 13. The Commissioner shall aid and assist resident workers in Alaska to obtain, safe-guard and protect their rightful preference to be employed in industries in this Territory.

Aid to Alaskans.

Section 14. Any person who violates any provisions of this Act or of any rule, regulation or order made under authority of this Act shall upon conviction thereof be punished for each such offense by a fine of not more than one thousand (\$1,000.00) dollars or by imprisonment for not more than one year, or by both such fine and imprisonment, and each day's continuance of such violation shall constitute a separate offense.

Penalties.

Section 15. 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 Labor out of any monies in the Treasury not otherwise appropriated.

Appropriation.

Section 16. If any provision of this Act or the application of such provision to any person or circumstance shall be held invalid, the validity of the remainder of the Act and the applicability of it to other persons or circumstances shall not be affected thereby.

Saving clause.

Section 17. There is hereby repealed Sections 2121,

Repeal.

2122, 2123, 2124, 2125, 2126, 2127 and 2142, Compiled Laws of Alaska, 1933, and all of Chapter 24, Session Laws of Alaska, 1941, as well as all other provisions of law in conflict with this Act.

Emergency.

Section 18. An emergency is hereby declared to exist and this Act shall take effect immediately upon its passage and approval.

Approved March 24, 1945.

CHAPTER 49

AN ACT

[S. B. 8]

To require declaration of the ownership of land, to impose a penalty for noncompliance, and to dispose of the proceeds of such penalties.

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

Section 1. It shall be the duty of each owner of land, other than of land to which the United States, or an agency or instrumentality thereof holds title, or which is owned by the Territory or a subdivision, agency or instrumentality thereof, or by an Indian Nation, tribe, band or a member thereof, or is located within an incorporated town, to file in the United States Land Office for the District in which the land is situated, on or before June 30, 1946, a sworn statement, or a statement signed by two witnesses when it is impossible to obtain a sworn statement, giving his name, his post office address, a description of the tract of land, its acreage, use, character, and any other information necessary for the purposes of this Act. Upon a transfer of title to a tract of land on or after January 1 of any year, a statement in the form required by this section must be filed by the owner of

Statement of
ownership to
be filed.

Transfer filed.