

Wickersham Day
designated.

Section 2. August 24th of each year is hereby designated Wickersham Day in honor of James Wickersham, said day to be the occasion for school assemblies with appropriate programs, and other suitable observances and exercises by civic groups and the public in general.

Approved March 19, 1949.

CHAPTER 64

AN ACT

[H. B. 721]

To promote the public health of the people of the Territory of Alaska and to provide for premarital physical examinations and serological tests; prescribing powers and duties of the Commissioner of Health; defining offenses and prescribing penalties.

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

Section 1. PHYSICIAN'S CERTIFICATE: PREREQUISITE FOR MARRIAGE LICENSE. Before any licensing officer shall issue any marriage license, each applicant therefor shall file with him a certificate from a licensed physician or surgeon, which certificate shall state the age of the applicant; that the applicant has been given a physical examination, including a standard serological test for syphilis, made not more than thirty days prior to the date of issuance of such license and that in the opinion of such physician or surgeon, the applicant either is not infected with syphilis or other venereal disease, or, if so infected, is not in a stage of such disease which is or which may become communicable.

Section 2. SHALL BE ACCOMPANIED BY LABORATORY REPORT. The certificate shall be accom-

Medical certificate required.

panied by a report from the person in charge of the laboratory making a standard serological test, or from some other person authorized to make such reports, setting forth the name of the test, the date it was made, the name and address of the physician or surgeon to whom the report was sent, and the name and address of the person whose blood was tested, but not stating the result of the test.

Report to accompany certificate.

Section 3. FORMS PROVIDED BY ALASKA DEPARTMENT OF HEALTH. The certificate and report shall be on a form to be provided and distributed by the Alaska Department of Health to approved laboratories or clinics in the Territory. This form is referred to in this Act as the "certificate form". Any certificate form which has been approved by the proper authority in any state or Canadian Province requiring premarital examinations for venereal diseases shall be accepted in Alaska.

Health Department forms.

Section 4. TESTS AND LABORATORIES: APPROVED BY ALASKA DEPARTMENT OF HEALTH. For the purpose of this Act, a standard serological test shall be a test for syphilis approved by the Alaska Department of Health and shall be made at a laboratory or clinic approved by the Alaska Department of Health. The Alaska Department of Health is authorized and empowered to make rules and regulations governing the approval of laboratories or clinics for the purpose of this Act. The laboratories of the Alaska Department of Health shall make such laboratory tests or examinations as are required without charge on the request of any licensed physician or surgeon. In submitting the sample to the laboratory, the physician shall designate that it is for a premarital test.

Type of test.

Section 5. LABORATORY REPORTS: CONFIDENTIAL: EXCEPTIONS. Upon a separate form to be furnished by the Alaska Department of Health a detailed report of the examination or standard serological test,

Privacy of report.

together with the certificate form, shall be transmitted to the Alaska Department of Health, where it shall be held in absolute confidence and shall not be open to public inspection; provided that it shall not be produced for evidence at a trial or proceeding in any court, and provided that it may be used in the compilation of aggregate figures and reports, without disclosing the identities of the persons involved. Any Territorial official or any Territorial employee who shall knowingly or wilfully violate the confidence herein provided, or who shall knowingly or wilfully disclose to anyone not authorized, any information of a confidential nature specified herein shall be deemed guilty of a misdemeanor, and shall, upon conviction thereof, be punished by a fine of not more than \$500.00 or by imprisonment in a Federal jail of not more than six months, or by both such fine and imprisonment.

Penalty for disclosure.

Section 6. CERTIFICATE SHALL BE ATTACHED TO LICENSE. Before the licensing officer issues any marriage license, he shall attach thereto the above mentioned certificate form of each applicant or the waiver order provided for in Section 7. No person authorized to perform marriage ceremonies in Alaska shall perform any ceremony unless the certificate form of each party, or the waiver order dispensing therewith is attached to the marriage license, and they shall remain so attached until the marriage certificate is returned as provided by law, at which time the certificate forms or the waiver order or certified transcripts of either of them shall be attached to the transcript of the marriage certificate and be transmitted by the licensing officer to the Territorial Registrar of Vital Statistics.

No authorization to marry without certificate.

Section 7. COMMISSIONER EMPOWERED TO WAIVE EXAMINATION AND LABORATORY TEST. A United States Commissioner or United States Marriage Commissioner within the judicial division in which the license is to be issued is authorized and empowered, on joint application by both applicants for a marriage license

Waiving of requirement.

to waive the requirements as to medical examinations, laboratory tests, and certificates, and issue the license, if all other requirements of the marriage laws have been complied with, if the commissioner is satisfied by affidavit or other proof that an emergency exists by reason of the absence from the precinct in which the applicants and commissioner reside of a licensed physician or surgeon to make such physical examination of the applicants, or that such examination or test is contrary to the tenets or practices of the religious creed of which the applicant is an adherent, and that the public health and welfare will not be injuriously affected thereby. The order of the Commissioner shall be filed as provided in Section 6 in lieu of the certificate form. There shall be no fee or court costs for these proceedings and all records connected therewith shall be held in absolute confidence and shall not be open to public inspection and the hearings on the application shall not be made public or open to the public.

Condition
required for
emergency.

Section 8. FAILURE TO COMPLY: MISDEMEANOR. Any person who misrepresents any fact required to be stated on the certificate form or other form required by this Act, or any licensing officer who issues a marriage license without having received the certificate forms or waiver order as provided in this Act, or who has reason to believe that any of the facts thereon have been so misrepresented and shall nevertheless issue a marriage license, or any person authorized to perform marriage ceremonies who performs any such ceremony without the certificate forms or waiver order attached to the marriage license, or any person who otherwise fails to comply with the provisions of this Act shall be guilty of a misdemeanor, and shall, upon conviction thereof, be punished by a fine of not more than \$250.00.

Penalty for
violation.

Savings clause.

Section 9. If any provision of this Act, or the application thereof to any person or circumstance is held invalid, the remainder of the Act and such application

to other persons or circumstances shall not be affected thereby.

Approved March 19, 1949.

CHAPTER 65

AN ACT

[H. B. 77]

Placing a Bounty on all eagles in the Territory of Alaska, providing certain regulations, making an appropriation therefor, and declaring an emergency.

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

Section 1. A bounty of Two Dollars (\$2.00), is hereby placed upon every eagle in the Territory of Alaska, said sum to be paid in accordance with the following provisions of this Act.

Section 2. To obtain such bounty, any person killing an eagle within the Territory of Alaska, shall, as soon as possible, exhibit both feet of said eagle to any United States Commissioner within the Territory, together with a certificate in substantially the following form:

I, _____, of _____, Alaska, hereby certify that on the _____ day of _____, 19____, I took the feet herewith exhibited of _____, eagles in the vicinity of _____, in the Territory of Alaska; that no poisons or other means that might cause the wanton destruction of other birds and animals were used in the capturing of same; that I am justly entitled to

Amount of
bounty.

Form required;
contents.