

of the District shall also have power to appoint such officers, employees, attorneys and agents as may be necessary for the transaction of its business, fix their compensation, define their duties, require them to furnish bonds, if deemed necessary, and to remove them at the pleasure of the Board of Directors.

Officers and employees.

Section 2. An emergency is hereby declared to exist, and this Act shall be effective immediately upon its passage and approval.

Emergency clause.

Approved March 21, 1949.

CHAPTER 76

AN ACT

[S. B. 50]

Relating to Fire Control; and amending Secs. 65-5-11, 65-5-14 and 65-5-18 ACLA 1949.

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

Section 1. That Sec. 65-5-11 ACLA 1949 is hereby amended to read as follows:

Sec. 65-5-11. FIRE SEASON: ACTS PROHIBITED: CONVEYANCE EQUIPMENT: POSTING COPIES OF LAW. The period from April 30 to September 30, inclusive, of each year and any other period fixed by the Governor shall be designated the fire season. The Governor may proclaim such an additional period for all or any part of the Territory when weather or

Fire season.

Additional periods.

other conditions require such action for the protection of timber, brush, grass, or grain lands. The Governor, or his designated agent, may also, in times and localities of unusual fire danger, prohibit by proclamation the setting of fires, smoking, entry, or other use within or of such lands when, in his judgment, such activities would increase the fire danger and thereby threaten the livelihood, homes, and investments of lawful residents within such areas. Such temporary area closures will be posted and the proclamation published in the local newspapers. During the fire season no person shall throw away any lighted tobacco, cigars, cigarettes, matches, firecrackers, or other inflammable material in any area in this Territory containing timber, brush, grass or grain lands. Every conveyance operated through or above such areas shall be equipped at all times in each compartment thereof with a suitable receptacle for the disposition or reception of any of the inflammable materials mentioned above. Every owner or operator of a public conveyance operated through or above such areas shall post and keep displayed at all times a copy of this section and of section 65-5-16 in a conspicuous place within the smoking compartment of such conveyance; and every person or corporation operating a sawmill or logging camp in any such areas shall post and keep displayed at all times a copy of this section and section 65-5-16 in a conspicuous place upon the buildings or grounds of such milling or logging operations. Any violation of this section, including the destruction or defacement of fire warning posters and signs, shall be misdemeanor.

Special
proclamation.

Notice.

Hazards
prohibited.

Section 2. That Sec. 65-5-14 ACLA 1949 is hereby amended to read as follows:

Sec. 65-5-14. ALLOWING FIRE TO ESCAPE OR FAILURE TO MAKE EVERY EFFORT TO EXTINGUISH AS MISDEMEANOR. Any person having, or setting, on fire any timber, brush, grass, or other inflammable materials, being or growing on lands owned, possessed, or controlled by him shall do so at such time, in such manner and with such prudent care as to prevent it from spreading and doing damage to other property, and failing so to do he shall be deemed negligent and guilty of a misdemeanor; provided, that any person who, knowing of a fire set by him on any land whatsoever, neglects to make every effort possible to extinguish it or who leaves any fire unattended shall be deemed negligent and guilty of a misdemeanor.

Negligence
with fire.

Section 3. That Sec. 65-5-18 ACLA 1949 is hereby amended to read as follows:

Sec. 65-5-18. DOUBLE DAMAGES ALLOWED IN CIVIL ACTIONS. In addition to the criminal punishment hereinbefore provided, the United States, the Territory, any municipality, or any person may recover in a civil action double the amount of damages sustained as a consequence of a violation of this Act.

Double damages.

Approved March 21, 1949.