

Section 9. An emergency is hereby declared to exist and this Act shall take effect immediately upon its passage and approval. Emergency clause.

Approved March 24, 1951.

CHAPTER 110

AN ACT

[H. B. 145]

Pertaining to the practice of law; amending Sec. 35-2-31, subsection (b) of Sec. 35-2-44, as amended by Ch. 9 S.L.A. 1949, Sec. 35-2-46, Sec. 35-2-47 and Sec. 35-2-48 ACLA 1949.

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

Section 1. Section 35-2-31 ACLA 1949 is hereby amended to read as follows:

Sec. 35-2-31. CREATION AND MEMBERSHIP OF BOARD: QUORUM. There is hereby created the Board of Territorial Law Examiners to be composed of five members of the bar of the Territory, each of whom shall have been engaged in the practice of law for at least five years in the Territory of Alaska prior to his appointment.

Board
created.

The Attorney General shall be a member of the Board and president and secretary thereof, and the District Court in each Division of the Territory shall appoint one Board member, resident in such Division; provided, however, that if the District Court in any Di-

Membership
of Board.

vision cannot secure a Board member who resides in such Division, then in such event such District Court may appoint a Board member residing in any other Division. The four members of such Board appointed by the District Courts shall hold office for two years and until their successors are appointed and qualified. Three members of the Board shall constitute a quorum for the transaction of all business that may properly come before such Board.

Section 2. Subsection (b) of Section 35-2-44 ACLA 1949, as amended by Chapter 9, Session Laws of Alaska, 1949, is hereby amended to read as follows:

(b) (Period of attendance and study: Completion following termination of employment.) No person pursuing such course of study as clerk in a law office shall be entitled to take an examination for admission to the Alaska Bar unless and until he shall have devoted not less than thirty-six weeks each year of not less than twenty-four hours each week, in actual attendance at said law office upon the performance of the duties of that position and to his law studies, for a period of at least three years. Provided, that a maximum of two years of time previously spent by an applicant as a full time law student at a resident law school, approved by the Board, in connection with which passing grades were obtained in the subjects studied, may be counted in computing the period of clerkship and study above mentioned. In the event the relationship of employer and employee, as above referred to, should terminate before the student had completed the prescribed course, he may notify the Board and the Board may approve similar employment with some

other law office for the continuance or completion of the prescribed work and study, or such other arrangement for the completion of experience and study as the Board may see fit to sanction under the circumstances, in connection with which no further certificate need be filed with the clerk of the court.

Section 3. Section 35-2-46 ACLA 1949 is hereby amended to read as follows:

Sec. 35-2-46. TIME AND PLACE OF EXAMINATIONS. The Board of Law Examiners shall hold examinations at Juneau, Alaska, on the third Monday of October of each year, and at such other times and places in the Territory as may be fixed by said Board. Applicants, with the consent of the Board, may write the said examination in longhand or by typewriting the same.

Examination:
Time.
Location and
method of
writing.

Section 4. Section 35-2-47 ACLA 1949 is hereby amended to read as follows:

Sec. 35-2-47. APPLICATIONS FOR ADMISSION: FEES. All applications for admission to the Alaska Bar by written examination, together with all certificates, documents and other papers required by the laws of the Territory and rules and regulations of the Board as prerequisites to such admission, must be filed with the Board at the office of the Attorney General at Juneau at least sixty days before the date set for examination, and must be accompanied by a fee of Fifty Dollars. All applications for admission to the Alaska Bar upon accredited certificates of admission from other jurisdictions, together with all certificates, documents, and other papers required by the

Filing of
application.

laws of the Territory and the rules and regulations of the Board as prerequisites to such admission, must be filed with the Board at the office of the Attorney General at Juneau at least sixty days before they are acted upon, and must be accompanied by a fee of One Hundred Dollars. Such fees shall be paid into the Territorial Treasury.

Section 5. Sec. 35-2-48 ACLA 1949 is hereby amended to read as follows:

Subjects of
examination.

Sec. 35-2-48. SUBJECTS AND CONDUCT OF EXAMINATIONS: FILING AND INSPECTION OF EXAMINATION PAPERS: FINDINGS AND ORDER OF COURT: SUBSEQUENT APPLICATIONS FOR ADMISSION. Each applicant for admission to the bar, by examination shall submit to an examination upon the following subjects: Constitution of the United States, Real and Personal Property, Domestic Relations, Corporations, Legal Ethics, Conflict of Laws, Contracts, Negotiable Instruments, Agency, Bailment, Equity, Pleading, Evidence, Partnerships, Appeal and Error, Statutory Construction, Local Pleading and Practice, Criminal Law, Mining, Admiralty, and such other subjects as the Board may direct. Such examinations shall be upon written questions and answers, and after the answers have been examined by the Board and marked they shall be filed with the questions in an attorneys' file in the office of the Clerk of the District Court of the Division wherein such examination is held or the applicant resides, in accordance with the request of such applicant. Such papers shall not be public records and shall be withheld from scrutiny except by members of the

Board of Law Examiners or other persons who have obtained permission from the Court for good cause shown, and in no event shall copies be made of all or any part thereof. If the applicant shall have answered correctly seventy-five percent of the questions so given him, he shall be certified to the District Court in the Division wherein the aforesaid questions and answers have been filed, by the Board of Examiners for admission to the Alaska Bar, and if he is otherwise qualified in the opinion of the Board of Examiners and the Court, the Court shall make its findings to that effect and shall then make its order admitting the applicant to practice law in the Courts of the Territory.

Minimum
standard for
certification
to District
Court.

In case any applicant fails to pass a satisfactory examination as herein provided he shall not be permitted to take another examination for a period of one year following the date of the examination that he fails to pass.

Approved March 24, 1951.

CHAPTER 111

AN ACT

[H. B. 131]

Pertaining to admission to practice law in Alaska; amending subsection (a) of Section 35-2-43 ACLA 1949.

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