

the Territory shall be responsible for any final money judgment secured against the Tax Commissioner, and said judgment shall be paid or satisfied out of the general fund of the Territorial Treasury.

(15) RULES AND REGULATIONS. The Tax Commissioner shall prescribe and publish all needful rules and regulations for the enforcement of this section.

Rules and regulations.

Section 4. TAXABLE YEARS TO WHICH APPLICABLE. The provisions of this act shall apply (1) to the taxable years beginning January 1, 1951, and shall be applicable to the entire current year, including that part which has elapsed prior to the effective date of this act; and (2) to all ensuing taxable years.

Application to taxable year.

Section 5. EMERGENCY CLAUSE. An emergency is hereby declared to exist and this act shall take effect immediately upon its passage and approval.

Emergency clause.

Approved March 27, 1951.

CHAPTER 133

AN ACT

[H. B. 141]

Relating to the organization of the Territorial government of Alaska, specifically providing for the reorganization of the agencies responsible for financial administration; repealing and re-enacting Sections 10-2-1, 10-2-2, 15-1-2, 15-1-3, 15-1-4, 7-1-6(b), 12-4-1, 4-3-13, 8-1-1, 12-4-2, 8-1-15, 8-1-16, 8-1-17, 12-3-3, 13-1-2, 15-1-1, and 43-3-36; repealing Sections 7-1-2, 7-1-3, 7-1-4, 7-1-5, 8-1-2,

8-1-3, 8-1-4, 8-1-7, 8-1-9, 8-1-11, 8-1-13, 8-1-14, 11-4-2, 13-1-1, 12-2-1, 13-1-4, 10-1-3 and 10-1-4 ACLA 1949 on dates specified; providing effective dates; making certain appropriations; and declaring an emergency.

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

Section 1. Section 10-2-1, ACLA 1949, is hereby repealed and re-enacted so as to read as follows:

Section 10-2-1 (a) The Board of Administration is hereby created, consisting of the Governor, the Attorney General, the Tax Commissioner, two members of the House of Representatives and two members of the Senate elected by a majority vote of each House at each regular session of the Legislature. The said Board is hereby authorized, directed and empowered to enforce and carry out the duties and responsibilities imposed upon it by this Act and as otherwise provided by law. Each legislative member of the Board shall, with the consent of the body of which he is a member, designate an alternate member of the respective body who shall act for the regular member in case the regular member requests it, is absent from the Territory, incapacitated or shall be deceased. Any alternate member when attending a Board meeting in lieu of the regular member shall have all of the powers, duties and responsibilities vesting in the regular member, but if the regular member shall be present, the alternate member shall have no authority, rights or responsibilities. The Governor shall be Chairman of said Board and he shall call all of its meetings, except those that may be fixed by the Board. Written notice by mail shall be given of all called meetings to all members except those who may then be absent from the Territory and they shall be advised by cable if they have left a forwarding address with the Governor. Except in an emergency determined by the Governor to exist and so stated in the notice not less than seven days' notice of each called meeting shall be given. A quorum of said

Board
created.

Alternate
member.

Authority
of alternate.

Governor
to be
Chairman.

Quorum
defined.

Board shall consist of four members but no power conferred upon said Board shall be exercised except upon the affirmative approval of not less than three members present at a meeting of the Board.

Expenses
of members.

(b) Legislative members of the Board, including alternates, when present and acting, shall be paid actual transportation expenses, and while necessarily away from the usual place of abode for the purpose of attending Board meetings fifteen dollars (\$15.00) per diem in lieu of maintenance and thirty dollars (\$30.00) per diem compensation while enroute to and from and attending such meetings.

Section 2. Section 10-2-2, ACLA 1949, is hereby repealed and re-enacted so as to read as follows:

Powers.

Section 10-2-2. POWERS: APPROPRIATIONS: PAYMENT OF: EXAMINATION, SURVEY AND ESTIMATES OF REVENUE COLLECTIONS: PURPOSE OF ACT. All appropriations now or hereafter made payable out of the general fund or public school current fund of the Territory, except those made for the following purposes, for maintenance and operation of public schools, public asylums or public homes, allowances to aged persons, for the relief and rescue of lost persons, for support or relief of indigents or of dependent children, for payment of salaries of Territorial officials and necessary employees, or for payment of necessary administrative expenses of Territorial offices are hereby declared to be maximum, conditional and proportionate appropriations and, to the extent of the respective amounts for which such respective appropriations are made, shall be payable in full if necessary and then only in the event the aggregate revenues to be collected and available during each fiscal year of the biennium for which such appropriations may be made are estimated by the Board of Administra-

Funds
excepted
from
Board
regulations.

tion to be sufficient to pay all appropriations in full, otherwise, all appropriations out of the general fund, other than those herein above excepted, shall be known as special appropriations, and shall be subject to the provisions of this Section. The Board of Administration, the Governor, or the Auditor on his own motion or at the request of the Board of Administration shall have full power and authority to examine and survey the progress of the collection of revenues out of which all appropriations may be payable, and the Board shall have full power and authority from time to time to declare and determine which of such special appropriations shall be utilized for purposes mentioned in such appropriations, out of available funds not needed for the payment of appropriations specifically excepted herefrom. In making such examinations and surveys the Commissioner of Taxation, collectors of other licenses and taxes, the Commissioner of Finance and any other Territorial officer or employee having information deemed to be pertinent may be required to submit such information in any reasonable form requested. The Commissioner of Finance, for purposes of this section, shall act as Secretary of the Board of Administration. The purposes and policies of this Act are to provide and insure that at the end of the fiscal period, no overdraft or deficit, growing out of appropriations, shall exist in the general fund of the Territorial Treasury, and the Board of Administration is directed to reduce, limit or defer said maximum, conditional and proportionate appropriations and otherwise so to administer this section as to prevent any such overdraft or deficit.

Special
appropriations
designated.

Survey of
revenue
collection.

Purpose
and
policy.

Section 3. The provisions of this Act shall apply to all agencies of the government of the Territory. As used in this Act, the term "agency" or "agencies" shall mean and include every department, board, bureau, commission, officer, employee and other instrumentality of the Territory, except municipalities and other political sub-

Agency
defined.

divisions of the Territory, with the limitations hereafter provided.

Finance
Department
created.

Section 4. (a) A department of the Alaskan Territorial government is hereby created and established to be designated and known as the Department of Finance. The responsibility of this department shall comprehend the financial administrative functions of budgeting, pre-auditing, accounting, purchasing, property control and treasury management as hereafter provided.

Commissioner
of Finance
to supervise.

(b) The department shall be under the supervision and control of an officer of the Territorial Government who is designated the Commissioner of Finance, in this Act also referred to as the Commissioner, who shall be *ex-officio* the Territorial Budget Director.

Qualification
and election.

(c) The Commissioner of Finance shall be appointed by a majority vote of the Board of Administration; he shall be a person over the age of thirty years, shall be a bona fide resident of the Territory of Alaska and shall have been such resident for not less than five years preceding the date of his appointment; he shall hold office for the term of four years unless removed by a majority vote of the Board of Administration for any reason deemed sufficient and stated in writing by said Board. The Commissioner shall receive an annual salary to be determined by the Board of Administration, but not to exceed \$15,000.00 annually. He shall furnish a bond to the Territory in the sum of \$200,000.00 and shall execute an oath of office, both of which shall be approved by and filed with the Auditor. Said bond shall be conditioned that the principal will faithfully discharge the duties of his office and keep a strict and true account of all financial transactions in accordance with law. The surety on said bond shall be a surety company, authorized as such to transact business in the Territory, and all premiums of said bond shall be paid out of the funds for

Salary.

Bond.

Surety.

administering the functions of the Department of Finance.

Section 5. The Commissioner is hereby authorized to appoint a controller, a purchasing agent and such other professional, technical and clerical assistants as may be deemed necessary to carry out the provisions of this Act, provided such employment does not involve over-spending the money available for the operation of the Department of Finance, and further provided that such employment shall be made reasonably in keeping with the salary standards generally applicable in the Territorial government.

Authority
of Commissioner
to appoint
assistants.

Section 6. (a) Subject to other applicable provisions of this Act, the Commissioner shall have the following powers and duties respecting all agencies of the Territorial government; (1) To operate the allotment system; (2) To maintain centralized accounting records for the Territory, keeping the general books of accounts on a double entry basis; and maintaining such accounts as will reflect, in detail and in summary, all assets, liabilities, reserves, surpluses, revenues and receipts, appropriations, allotments, expenditures and encumbrances; and the accounting records and procedures shall be such as will provide complete fiscal control over all agencies of the Territory and over all activities carried on by them, irrespective of the funds from which activities shall be financed; (3) To examine and review every receipt, account, bill, claim, refund and demand against the Territory, arising from activities carried on by agencies of the Territory; to approve each legal credit and proper claim, to designate the account to be charged therefor and to issue his warrant or check, subject to being countersigned certifying availability of cash by the Treasurer so long as there shall be a Treasurer, in payment thereof; to approve all documents and reports showing evidence of the collection of Territorial revenues by Territorial

Powers of
Commissioner.

Records.

Review
receipts
and claims.

agencies, evidences of the deposits of said revenues and evidences of the receipt thereof and to designate the fund or account to be credited therewith; (4) To prescribe for all Territorial agencies systems of accounts, statements, estimates and the form of receipts, vouchers, bills, purchase orders, encumbrances, documents and demands, with suitable instructions governing the installation and use thereof and to exercise supervision and control over the use of the same by all officials and agencies of the Territory, except that the Auditor may decline to comply with the provisions of this section upon filing a bill of exceptions with the Board of Administration itemizing in detail the provisions and requirements with which he refuses to comply and setting out the reasons for such refusal; (5) To purchase, rent, or otherwise provide for the furnishing of all supplies, materials, equipment, printing and contractual services, to prescribe standard specifications for supplies, material and equipment; to provide for inspection and testing the materials and to otherwise enforce compliance with such specifications; (6) To provide the form and procedures to be used in submitting requisitions for supplies, materials, equipment, printing and contractual services and the manner and form in which claims therefor shall be submitted, allowed and paid; (7) To supervise and control the making of all contracts for printing and improvements and to prescribe the amount of certified checks, deposits or bonds to be submitted in connection with bids and contracts, when not otherwise provided by law; to advertise for bids and award on all contracts in connection with any improvements, provided contracts for permanent improvements costing over \$100,000.00 shall not be made until the Board of Administration shall have approved the plans; (8) To rent land and other premises, when necessary for Territorial purposes, providing that no such land or premises shall be rented for a term exceeding four years at a time, except as such longer period may be approved by the Board of Administration; to rent out

Prescribe office procedures for all agencies.

Purchasing authority.

Establish requisition forms.

Supervise all contracts.

Secure rental space.

any Territorial property real or personal not needed for public use, the rent of which is not otherwise provided for or prohibited by law, providing that no property shall be rented out for a term exceeding four years at a time, except as such longer period may be approved by the Board of Administration; (9) To have charge over all central stock rooms, supply rooms and warehouses now or hereafter established and operated by the Territory and serving more than one Territorial agency; (10) To establish all rules governing the sale of all public books and documents that are subject to sale; (11) To sell or transfer to or between Territorial agencies any supplies, materials or equipment which are surplus, obsolete or unused or to sell the same to outside purchasers in a manner hereinafter provided; and to make in all cases proper adjustments in the accounts and records pertaining to the Territorial agency concerned; (12) To maintain and operate any buildings and the grounds appertaining thereto owned by the Territory in or having close proximity to the seat of government at Juneau, Alaska, also where deemed advisable by the Commissioner, to maintain and operate any other building or premises owned or rented by the Territory for the use of any Territorial agency; (13) To provide for the periodical inspection and appraisal of, and for the maintenance of perpetual inventory cards covering all Territorial property, real and personal and to require all Territorial agencies to make reports of the real and personal property in their custody at such intervals and in such form as he may deem necessary; (14) To cause to be inspected all power, heating and lighting plants owned, operated or maintained by any Territorial agency; to promulgate rules relating to the operation thereof; and to recommend such improvements therein as will promote economical and efficient operation; (15) To make a biennial report to the Governor and the Legislature, and for public distribution, giving clearly a summary picture of receipts and disbursements by main functions, an analysis of the finan-

Custodian
of supplies.

Sale of
books.

Transfer
supplies.

Maintain
buildings.

Inventory
control
system.

Inspect
heat and
power units.

Biennial
report.

cial operations, conditions and prospects, and such other data and recommendations as the Commissioner of Finance deems appropriate; and (16) To promulgate rules and regulations relative to travel of Territorial officials in and outside the Territory and employees on official business and the expense incurred thereon.

Appeal from
Commissioner.

(b) The executive head of any agency may appeal to the Board of Administration from any final allotment ruling of the Commissioner of Finance. In no case shall expenditure be made or funds allotted while an appeal is pending.

Application
of Federal
matched
fund
obligations.

(c) No provision of this Act shall be operative to impair any obligation assumed by the Territory in connection with its acceptance of funds granted to it by the Federal Government and the provisions of this Act shall be inoperative to the extent that any such provision is found to conflict with any requirement imposed by federal law or regulation in connection with the receipt, use, disbursement or disposal of any funds granted to the Territory by the Federal Government, any property acquired therewith or the proceeds thereof.

Board of
Budget
created.

Section 7. (a) There is hereby created the Board of Budget for the Territory. Said Board shall be composed of the Finance Commissioner, the Auditor and the Tax Commissioner. It shall be the duty of the Commissioner to prepare the budget for all Territorial agencies and submit the same to the Legislature.

Budget
estimate
forms.

(b) The Commissioner shall furnish to all Territorial agencies prior to the first day of September of each even numbered year, budget estimate forms on which he shall show in such detail as he may determine for each of the last two completed fiscal years, the actual receipts of such Territorial agency by source, and the expenditures for the administrative operation, maintenance and sup-

port of such agency and he shall also show for the current fiscal year the receipts as estimated in the budgets and the appropriations in the same detail.

(c) On or before the first day of October of each even numbered year each and every Territorial agency except the Legislature shall submit to and file with the Commissioner a written statement, on the said budget estimate forms furnished by the Commissioner and in such detail as the Commissioner may direct, showing (1) for the then current fiscal year the revised estimate of receipts of such agency by source, and the estimated expenditures to be made for the administration, operation, maintenance and support of such agency; (2) separately by fiscal years of the next succeeding biennium the total estimated receipts of the agency by source, and the estimated necessary expenditures to be made for the administration, operation, maintenance and support of such agency; (3) A written statement setting forth the reasons for all estimated expenditures; (4) Proposals for expenditures for new projects, special purchases or objects, construction, additions, buildings, improvements, undertakings, or expansion of the work of the agency requiring additional expenditure and other outlays; (5) Citations to any statutes, regulations governing or providing for continuing annual appropriations, fees, or other sources of income; (6) A statement of work accomplished during the current biennium, and the work proposed to be done for the next biennium; and (7) any other estimates, data or information which the Board of Administration, the Governor or the Commissioner of Finance may request.

Submission
of estimates
by agencies.

Contents
of report.

(d) The Commissioner may from time to time call for any additional or more detailed information which he deems necessary from any agency of the Territory and shall have authority to make or cause to be made such examinations or investigations into the operations

Additional
information
to Commissioner.

of any Territorial agency as in his discretion may be necessary to enable him to determine intelligently the several amounts of the estimates for appropriations which should be recommended and included in the budget report.

Hearing.

(e) After the Commissioner shall have examined the estimates submitted, as herein provided, he shall arrange, if requested to do so, a hearing thereon before the Board of the Budget to which any official of any Territorial agency or interested citizen may appear to present any explanation or information that may enable the Board of the Budget the more judiciously to arrive at such a determination and recommendation as he is required to make.

Review
by Budget
Board.

Section 8. (a) On or before the third Monday in January the Board of the Budget shall review the budget with the Board of Administration and such review may continue until the Legislature convenes with such hearings as the Board may permit.

Contents
of budget
submitted
to legislature.

(b) The Governor shall on or before the second Monday of each regular session submit the budget to the Legislature. The budget as submitted to the Legislature shall include at least the following five parts: (1) Part one of the budget shall consist of a budget message prepared by the Governor, including his recommendations with reference to the fiscal policy of the Territorial government for the coming biennium and describing the important features of the budget plan. (2) Part two shall present a general budget summary setting forth the aggregate figures of the budget so as to show the balance relation between the total proposed expenditures and the total anticipated income. It shall also present revenue and expenditure trends and explain their significance in terms of financial planning. (3) Part three shall set forth the detailed data on past receipts and

expenditures, the estimated receipts and expenditures for the current year and the ensuing biennium, and the anticipated balances at the end of the current fiscal year. Such data shall be supplemented with necessary explanatory schedules and statements. (4) Part four shall describe the capital improvement program for the Territory and explain its relation to the proposed expenditure plan. (5) Part five shall consist of the appropriation and revenue bills necessary to place the recommended budget plan into operation.

(c) The budget plan shall cover all special and dedicated revenue funds as well as the general revenue fund and shall include the estimated amounts of all federal aids, except as otherwise herein provided, together with estimated expenditures therefrom.

(d) The Commissioner shall, upon request, furnish the Governor, the Board of Administration, or the Legislature with any further information required concerning the budget, and shall also, upon request, attend hearings of committees of the Legislature in regard thereto.

Section 9. (a) For the purpose of the administration of the allotment system hereinafter provided each fiscal year shall be divided into four quarterly allotments; the first beginning on the first day of each fiscal year and running for three calendar months and each allotment period thereafter shall be for three calendar months; provided that in any case where the quarterly allotment period is impracticable, the Commissioner may prescribe a different period suited to the circumstances but not extending beyond the end of any fiscal year.

(b) Except as otherwise expressly provided in this Act, the provisions of this Act relating to the allotment system and to the encumbering of funds shall apply to

Quarterly
allotments.

Applicability
of allotment
system.

appropriations and funds of all kinds, including standing or annual appropriations and dedicated funds, from which expenditures are to be made from time to time by or under the authority of any Territorial agency; but the provisions hereof relating to the allotment system shall not apply to appropriations for the Legislature, nor to appropriations or any other monies made available for the purpose of conducting a post-audit of financial transactions of any Territorial agency. Likewise, appropriations for construction or for the acquisition of real estate for public purposes may be exempted from the allotment system by the Commissioner, but in such cases he shall prescribe such regulations as will insure the proper application and encumbering of funds.

Exception.

Allotment
request to
Commissioner.

(c) No appropriation to any Territorial agency shall become available for expenditure until such Territorial agency shall have submitted to the Commissioner a request for allotment, such request for allotment to consist of an estimate of the amount required for each activity and each purpose for which money is to be expended during the applicable allotment period, and until such estimate contained in the said request for allotment shall have been approved, increased, or decreased by the Commissioner and funds allotted therefor as hereinafter provided. The form of the said request for allotment shall be prescribed by the Commissioner and shall be submitted to him at least 25 days prior to the beginning of the allotment period.

Review
by
Commissioner.

(d) Each request for allotment shall be reviewed by the Commissioner and the respective amounts therein allotted for expenditure, provided the estimate therein is within the terms of the appropriation as to amount and purposes, having due regard for the probable future needs of the Territorial agency for the remainder of the fiscal year or other term for which the appropriation was made, and provided there is a need for such allotment

during the allotment period. Otherwise, the Commissioner shall modify the estimate so as to conform with the terms of the appropriation and the prospective needs of the Territorial agency, and shall reduce the amount to be allotted accordingly. Appeal from an allotment reduction may be taken as provided in Section 6 hereof. The Commissioner shall act promptly upon all requests for allotment and shall notify every Territorial agency of its allotments at least five days before the beginning of each allotment period. The total amount allotted to any agency by any authority for the fiscal year or other term for which the appropriation was made shall not exceed the amount appropriated for such year or term.

(e) The Commissioner shall also have authority at any time to modify or amend any allotment previously made. Authority to amend.

Section 10. In case the Commissioner shall discover at any time that the proper receipt from taxes or other sources for any fund will be less than were anticipated or less than the amount required to meet appropriations or expenditures contemplated under any other authority, and that as a consequence the amount available for the remainder of the term of the appropriation or for any allotment period will be less than the amount estimated or allotted therefor, he shall advise the Governor and the Governor shall call a meeting of the Board of Administration which shall take appropriate action in keeping with the provisions of Section 2 hereof. Notification to Governor when revenues diminish.

Section 11. (a) The Commissioner shall maintain as part of the central accounting system for the Territory, as hereinbefore provided, records showing at all times, by funds, accounts, and other pertinent classifications, the amounts appropriated, the estimated revenues, the actual revenues or receipts, the amounts allotted and available for expenditure, the total expenditures, the Contents of central accounting system.

unliquidated obligations, actual balances on hand, and the unencumbered balances of the allotments for each Territorial agency.

(b) No payment shall be made and no obligation shall be incurred against any fund, allotment, or appropriation unless the Commissioner shall first certify that there is a sufficient unencumbered balance in such fund, allotment, or appropriation, after taking into consideration all previous expenditures and outstanding obligations, to meet the same. Every expenditure or obligation authorized or incurred in violation of the provisions of this Act shall be deemed illegal, and every official knowingly authorizing or making such payment, or taking part therein, and every person receiving such payment knowing it to be unlawful, or any part thereof, shall be jointly and severally liable to the Territory for the full amount so paid or received. If any appointive officer or employee of the Territory shall knowingly incur any obligation or shall authorize or make any expenditure in violation of the provisions of this Act, or take part therein, it shall be ground for his removal by the appointing authority, and if the appointing authority be other than the Board of Administration and shall fail to remove such officer or employee, the Board of Administration may exercise such power of removal, after giving notice of the charges and opportunity for hearing thereon to the accused officer or employee and to the appointing authority.

Commissioner
must certify
to balance.

Incurring
unauthorized
expense.

Penalty.

Unexpended
balances.

Section 12. (a) Except as specifically provided for in appropriation acts, every appropriation or part thereof remaining unexpended and unencumbered at the close of any fiscal period for which it was made shall lapse and be returned to the general revenue fund; provided, that an appropriation for construction or other permanent improvement shall not lapse until the purposes for which the appropriation was made shall have been ac-

complished or abandoned unless such appropriation shall hereafter remain during an entire fiscal biennium without any expenditure therefrom or encumbrance thereon.

(b) Except as otherwise expressly provided by law, the provisions of this section shall apply to every appropriation of a stated sum for a specified purpose or purposes heretofore, or hereafter made from the general revenue fund, but shall not, unless expressly so provided by law, apply to any fund or balance of a fund derived wholly or partly from special taxes, fees, earnings, fines, federal grants, or other sources which are by law appropriated for special purposes by standing, continuing, rotary, or revolving appropriations.

Application
to special
funds.

Section 13. (a) No payment for any services, supplies, materials, or equipment shall be approved for payment by any Territorial agency, certified for payment by the Commissioner, or paid from any fund or Territorial monies by the Territorial Treasurer in advance of receipt of such services, supplies, materials, or equipment by the Territory.

Services
must be
rendered
prior to
payment.

(b) Notwithstanding the provisions of sub-section (a) of this section, the Commissioner of Finance may, when he deems it necessary and expedient, appoint a special disbursing officer or officers for such limited and restricted use and in such amounts as the Commissioner may determine; provided that any special disbursing officer or officers so appointed shall not disburse any of the monies so advanced for any supplies, materials, equipment, or contractual services not purchased or contracted for in accordance with the provisions of this Act; provided further that no special disbursing officer shall be appointed and no monies shall be so advanced until regulations covering the operations of special disbursing officers shall have been promulgated by the Commissioner as provided in section 22 of this Act; and provided

Special
disbursing
officer.

further that the Commissioner, when appointing a special disbursing officer, shall cite in a letter to the special disbursing officer so appointed the rules and regulations governing the appointment of special disbursing officers and shall include in such letter the exact purpose or purposes for which the monies so advanced may be expended. When the provisions of this sub-section have been followed the Treasurer shall honor the warrant of the Commissioner of Finance in favor of a special disbursing officer.

Treasurer
to forward
receipts
daily.

Section 14. All receipts from any source whatever shall be forwarded to the Territorial Treasurer each day, or as promptly as practicable, and at the same time a report of all receipts since the last previous report and of the disposition thereof shall be submitted to the Commissioner of Finance by the depositing agency. All monies received by the Treasurer during any month shall be credited by him and by the Commissioner of Finance to the proper funds not later than the first day of the following month.

Authority
to make
refunds.

Section 15. The Commissioner is hereby authorized to issue warrants for the refund of erroneously collected revenues or other monies for which appropriations have not been made, and to charge the same to the appropriate revenue, reserve, or surplus accounts; provided that such refunds shall be vouchered and audited as provided by this act for other Territorial disbursements.

Definitions
of supplies
materials
and services.

Section 16. The terms "supplies", "materials", "equipment", and "services" as used herein shall mean and include any and all articles and things, and all services other than personal, used by, or furnished to, any agency of the Territorial government, including insurance, printing, binding, publication of books and records, repairs and improvements, utility services, and any and all other services required for the maintenance,

operation, or upkeep of buildings and offices. The enumeration of the things specified in this section shall not be deemed exclusive.

Section 17. (a) The Commissioner may, under regulations prescribed in accordance with Section 22 of this act, authorize any agency of the Territory to purchase directly any specified supplies, materials, equipment, and services; provided, that in making such purchases the authorized agency shall call for bids and proceed otherwise in like manner as herein required for purchases made by the Commissioner.

Agencies
may
purchase
on securing
bids.

(b) The Commissioner may purchase or authorize any Territorial agency to purchase directly any supplies, materials, equipment, or services for immediate use in emergencies, without calling for bids; provided, that the conditions constituting an emergency and the procedures to be followed shall be defined by regulation prescribed in accordance with Section 22 of this act.

Emergency
purchases.

(c) All regulations made by the Commissioner under this section shall prescribe the manner in which such purchases shall be made and the manner of accounting for and reporting the same to the Commissioner.

Method and
accounting.

Section 18. (a) Except as otherwise provided by this act, all contracts for construction or repairs and all purchases of, and all contracts for insurance, supplies, materials, purchase or rental of equipment, and contractual services shall be based on competitive bids, and all awards shall be to the lowest responsible bidder after advertising for bids as herein provided; provided, that competitive bids shall not be required for professional services or for land, commodities, or contractual services where no competition exists, nor where rates are fixed by law or ordinance; provided further, that supplies, materials, equipment and services including the construction of im-

Competitive
bidding
and awards.

provements may be purchased by contract or otherwise from the United States Government, or any agency, division, or instrumentality thereof without the giving of notice or the receiving of bids ;

Purchases
over
\$10,000.00.

Newspaper
publication
requesting
bids.

(b) If the amount of the ultimate expenditure involved in a purchase is estimated to exceed Ten Thousand Dollars (\$10,000), sealed bids shall be solicited by public notice inserted once each week for four successive weeks before the final date of submitting bids in a newspaper or trade journal of general circulation in the territory from which bids are likely to be received. The Commissioner shall designate the newspaper or trade journal for such publication, and may designate different newspapers or journals according to the nature of the purchase or contract. The Commissioner shall also solicit sealed bids by sending notices by mail to all prospective bidders known to him, and by posting notices on a public bulletin board in his office at least thirty days before the final date of submitting bids. All bids shall be sealed when received, and shall be opened in public at the hour stated in the notice. All original bids, together with all documents pertaining to the award of a contract, shall be retained and made a part of a permanent file or record which shall be open for public inspection.

Purchases
less than
\$10,000.00.

(c) All purchases for which the amount of the ultimate expenditure is estimated to exceed One Thousand Dollars (\$1,000) but not to exceed Ten Thousand Dollars (\$10,000) shall be made only after receipt of sealed bids following at least fifteen days, notice posted on a public bulletin board in the office of the Commissioner and published at least once in a newspaper as near as possible to the place where the contract is to be performed. The Commissioner shall also solicit sealed bids by mail in such cases, in like manner as hereinbefore provided.

Purchases
less than
\$1,000.

(d) All purchases for which the amount of the ultimate

mate expenditure is estimated to be less than One Thousand Dollars (\$1,000) may be made either upon competitive bids or in the open market, at the discretion of the Commissioner, but so far as practicable shall be based on at least three competitive bids which shall be permanently recorded.

(e) Contracts and purchases shall be based on standard specifications prescribed by the Commissioner in accordance with this act, unless otherwise expressly provided, and bids shall be accompanied by a certified check in such cases and in such amount as the Commissioner shall prescribe.

Section 19. All sales of property belonging to the Territory, excepting property on which allowance is made on another purchase, shall be conducted by the Commissioner and shall be based on competitive bids and shall be made to the the highest responsible bidder, provided that if the property to be sold is estimated to be worth more than Five Hundred Dollars (\$500), sealed bids shall be solicited under the same procedure as provided for purchases in Section 18, Sub-section (d); provided further, that in all cases sealed bids, solicited by at least posting notice for five days on a public bulletin board in the office of the Commissioner, shall be the basis for the sale.

Section 20. All contracts, purchases, and sales made by or under the supervision of the Commissioner or any Territorial agency for which competitive bids are required shall be awarded to the lowest responsible bidder in the case of purchases, or the highest responsible bidder in the case of sales, taking into consideration conformity with specifications, terms of delivery, ability to perform and other conditions imposed in the call for bids. The Commissioner of Finance shall have power to decide as to the lowest responsible bidder for all pur-

chases or the highest responsible bidder for all sales. A bid shall be rejected if it contains any alteration or erasure. The Commissioner may reject the bid of any bidder who has failed to perform satisfactorily a previous contract with the Territory. A record shall be kept of all bids, with names of bidders and amounts of bids, and with the successful bid indicated thereon. As to contracts for the purchase of highly skilled or professional services which are not properly subject to competitive bidding, the head of the interested Territorial agency shall submit his recommendation to the Commissioner of Finance.

Attorney
General to
approve
forms

Section 21. All contracts and leases shall be approved as to form and authentication by the Attorney General or other proper legal authority. A copy of every such contract or lease extending for a term longer than one year shall be filed with the Commissioner.

Commissioner
to approve
contracts.

Section 22. (a) Except as otherwise herein provided, every contract shall be signed in behalf of the Territory by the head of the interested Territorial agency, and no purchase order or contract shall be valid without the approval and signature of the Commissioner, who shall certify thereon that the appropriation or allotment has been encumbered for the full amount of the obligation incurred thereby.

Filing of
salary
schedules.

(b) No salary agreement, salary adjustment, or compensation plan for the personnel of any Territorial agency shall be valid unless filed with the Commissioner. Documents or schedules showing the current salaries of the employees of all Territorial agencies shall be filed in the office of the Commissioner.

Commissioner
may amend
regulations.

(c) The Commissioner shall have power, with the approval of the Board of Administration, to make and amend regulations, not inconsistent with the law, re-

specting any matters within the scope of his powers and duties, which regulations shall have the force and effect of law. Any such regulations shall be posted in a conspicuous place about the Commissioner's office for five days prior to submission to the said Board for approval and upon approval shall be filed with the Secretary of the Territory where they shall be made available to the public.

Section 23. Neither the Commissioner, nor any employee of his department, nor any member of the Board of Administration, shall be financially interested, or have any personal beneficial interest, either directly or indirectly, in any contract or purchase order for any supplies, materials, equipment, or services used by, or furnished to, any agency of the Territory, nor shall such Commissioner, member of his department, or member of the Board of Administration accept or receive, directly or indirectly, from any person, firm, or corporation to whom any contract or purchase order may be awarded, by rebate, gift, or otherwise, any money or anything of value whatsoever, or any promise, obligation, or contract for future reward or compensation. Any violation of this section shall be a felony and shall be punishable at the discretion of the Court by imprisonment in the penitentiary not to exceed two years or a fine not in excess of Ten Thousand Dollars (\$10,000) or both.

No financial interest by employees in contracts.

Penalty.

Section 24. The Commissioner is authorized to establish, from time to time, and to enforce compliance with, standards and specifications for all supplies, materials, and equipment in common use by officers and agencies of the Territory; to make or cause to be made any test, examination, or analysis necessary for such compliance; to require the assistance of any and all officers and Territorial agencies therefor; and to classify the requirements of the various agencies of the Territory for the purpose of the use and application of such standard specifications.

Standards and specifications.

Section 25. Section 15-1-3, ACLA 1949, is hereby repealed and re-enacted to read as follows:

Disallowance
of claim
by Commissioner.

Section 15-1-3. NOTICE OF DISALLOWANCE BY COMMISSIONER OF FINANCE: RESUBMISSION: APPEAL TO BOARD OF EXAMINERS. Whenever the Commissioner of Finance shall disallow any claim or demand against the Territory, he shall in writing notify the claimant and the officer who has approved the voucher giving his reasons for the disallowance. If the claim or demand shall have been disallowed because of failure of claimant or officer to submit vouchers in proper form or failure to otherwise comply with the rules of the Commissioner of Finance's office for the presentation of claims or demands against the Territory, the claim or demand may be resubmitted in proper form; but if the claim or demand shall have been disallowed on its merits the claimant or the officer who has approved the voucher may, within sixty (60) days after receiving the notice of disallowance above provided for, give written notice of his appeal to the Board of Examiners from the decision of the Commissioner of Finance. Any written notice showing the desire of the claimant or the officer to have the decision of the Commissioner of Finance reviewed by the Board of Examiners shall be sufficient, and it may be signed either by the claimant, his agent or the officer approving the voucher. Upon receiving such notice of appeal the Commissioner of Finance shall without delay transmit the records in the case to the Governor for consideration by the Board.

Appeal to
Board of
Examiners.

Section 26. Section 15-1-2, ACLA 1949, is hereby repealed and re-enacted so as to read as follows:

Membership,
Board of
Examiners.

Section 15-1-2. BOARD OF EXAMINERS: CREATION. A Board of Examiners consisting of the Governor, the Auditor and the Attorney General of the Territory is hereby created. The duties of this Board shall

be as herein specified. The Governor shall be Chairman of the Board.

Section 27. Section 15-1-4, ACLA 1949, is hereby repealed and re-enacted so as to read as follows:

Section 15-1-4. HEARING AND JUDGMENT ON APPEAL TO BOARD OF EXAMINERS. When informed that an appeal to the Board of Examiners has been taken, the Governor shall fix a time as soon thereafter as conveniently possible for hearing the appeal and shall notify the claimant and the officer who approved the voucher, and afford them all reasonable opportunity to be heard. The Board after due hearing may either affirm, reverse or modify the decision of the Commissioner of Finance. The judgment rendered by the Board shall be binding on the Commissioner of Finance and it shall be his duty to issue against the proper appropriation a warrant for whatever sum the Board finds due the claimant. Hearing
on appeal.

Section 28. Section 7-1-6, sub-section (b), ACLA 1949, is hereby repealed and re-enacted so as to read as follows:

Section 7-1-6. (b-1) The Treasurer shall disburse public monies by check only and then only upon warrants drawn upon him by the Commissioner of Finance or as otherwise provided by law, not inconsistent with this Act. Such warrants shall be paid by the Treasurer when presented and from proper appropriations, but funds shall be retained in the Treasury to meet payments of all warrants issued prior to the ones presented and paid, and the Treasurer shall keep such records as will accurately reflect the receipts of and checks issued against the general and each special fund, the cash balance available for disbursement in each such fund, all bank balances, and other records necessary to reflect the current cash position and effectuate treasury and bank reconciliation. Authority
of Treasurer
to disburse.

Board
authority
to borrow
money.

(b-2) The Board of Administration shall have authority to borrow money to meet current expenditures in anticipation of revenue receipts it reasonably anticipates. To accomplish this end it may direct the Treasurer to act as its agent and subject to its approval.

Office of
Treasurer
abolished.

Section 29. Effective April 1, 1955 or at such earlier date as the incumbent Treasurer shall cease to be Treasurer, the office of Treasurer is abolished. On such said date Sections 7-1-2, 7-1-3, 7-1-4, and 7-1-5, ACLA 1949, are repealed and the Commissioner of Finance shall be read into the law wherever the word Treasurer exists and all of the duties of the Treasurer shall immediately become the duties of and be assumed by the Commissioner of Finance.

Section 30. Section 12-4-1, ACLA 1949, is hereby repealed and re-enacted so as to read as follows:

Fiscal year
defined.

Section 12-4-1. FISCAL YEAR: ACCOUNTING AND PERFORMING DUTIES WITH REFERENCE THERETO. The fiscal year of the Territory shall commence on the first day of the biennium for which an appropriation is made and each twelve months thereafter and shall close twelve months later, and all accounts of the Commissioner of Finance or of other Territorial officers whose accounts are in any way connected with the Commissioner of Finance shall be kept, and all duties of such Commissioner of Finance and other such officers shall be performed, with reference to the beginning and ending of the fiscal year as herein provided. Provided, however, that after the biennium beginning in 1951 the fiscal year shall begin July 1 of each year and end June 30 of the following year; the first such fiscal year shall be applicable to all agencies and funds effective July 1, 1953.

Section 31. Section 4-3-13, ACLA 1949, is hereby re-

pealed and re-enacted so as to read as follows:

Section 4-3-13. COMMISSIONER OF FINANCE TO CALL FOR BIDS AND CONTRACT FOR PRINTING AND SUPPLIES. Thirty days prior to the opening of any legislative session for the Territory of Alaska it shall be the duty of the Commissioner of Finance to call for bids and enter into contracts for the printing required by this chapter (Sections 4-3-8—4-3-14 herein) and also for the purchase of all supplies required by the said Legislature.

Bids for printing and supplies.

Section 32. Section 8-1-1, ACLA 1949, is hereby repealed and re-enacted so as to read as follows:

Section 8-1-1. OFFICE OF AUDITOR CREATED. The Auditor shall be elected by the Legislature for a term of six (6) years by majority vote of the House and Senate in joint session and may be removed by two-third vote of the House and the Senate, each voting independently. The Auditor shall be paid Ten Thousand Dollars (\$10,000) annually and shall be a person having had a minimum of five years of actual accounting and auditing experience and has the other technical requirements of an accountant auditor. The term of the first Auditor appointed under the Act shall expire the fourth Monday of February, 1957, and each subsequent term shall expire six years thereafter. In the event a vacancy in the office of Auditor occurs interim appointment may be made by the Board of Administration subject to approval as hereinabove provided at the next special or regular session of the Legislature.

Office of Auditor created.

Vacancy.

Section 33. Section 12-4-2, ACLA 1949, is hereby repealed and re-enacted so as to read as follows:

Section 12-4-2. AUDITS BY AUDITOR: REPORTS OF SAME: RECOMMENDATIONS. The Auditor of the

Audit of records.

Territory of Alaska shall audit or cause to be post-audited, at least once each biennium, the books, accounts and records of every department, officer, board, institution, municipality or other political subdivision or agency, and individual engaged in handling funds of or having custody of property or making financial transactions for the Territory of Alaska. The audits of the records and accounts shall be made in accordance with generally accepted auditing standards and may comprehend a determination of the legality of expenditures and a review of financial procedures and practices. The Auditor shall prepare on each audit such a report as he deems appropriate to present his findings. He shall make such reports available to the Legislature by filing at least two copies of each such report with the clerks of the House and the Senate within five days of the opening of the session of the Legislature immediately following the completion of the report; provided, sufficient copies shall be mailed to members of the Legislature at least 30 days prior to the date of convening. The period of such audits shall be on a fiscal year basis. The Auditor shall also make such recommendations in the report as he shall deem necessary and proper. The Auditor shall make all such reports available to the Governor, the Commissioner of Finance and the affected agency and may authorize their release to the public, but they shall not be so released prior to their being made available to the Legislature.

Reports.

Limitation of duties.

Section 34. (a) The Auditor shall perform only such functions required of him by Section 8-1-10, ACLA 1949, as are not otherwise provided for by law. It being the legislative intent that he shall devote his time as exclusively as practicable under the law to conducting post-audits.

Independent Auditors.

(b) The Board of Administration may employ or approve the employment of independent auditors by setting

out their reason for so doing in writing to the Auditor, but except with the Board's approval no agency shall employ or contract with any independent auditor.

Section 35. Section 8-1-15, ACLA 1949, is hereby repealed and re-enacted so as to read as follows:

Section 8-1-15. ALLOWANCE OF FALSE, UNJUST ^{Payment} OR ILLEGAL CLAIMS: PENALTY. If the Commis- ^{of false} sioner of Finance shall allow a claim against the Terri- ^{claim.} tory which he knows to be false or fraudulent or for which there is not an existing appropriation against which a warrant may be drawn, except where otherwise provided by law, or knows to be not a just, true or legal charge against the Territory he shall be guilty of a ^{Penalty.} felony and, upon conviction, shall be punished by a fine of not more than Ten Thousand Dollars (\$10,000), or by imprisonment in the penitentiary for not more than two years, or by both in the discretion of the court.

Section 36. Section 8-1-16, ACLA 1949, is hereby repealed and re-enacted so as to read as follows:

Section 8-1-16. (a) VERIFICATION OF CLAIMS: ^{Verification} AUTHORITY TO ADMINISTER OATHS OR TAKE ^{of claims.} ACKNOWLEDGMENTS. The Commissioner of Finance shall require all claims against the Territory to be verified, but this shall not apply to claims for salaries fixed by law. The Commissioner of Finance shall have the authority to administer oaths and take acknowledgments in a manner required by law in matters pertaining to the duties of his office.

(b) The Auditor in matters pertaining to the duties of his office shall have authority to administer oaths and take acknowledgments in a manner required by law and interrogate witnesses in any lawful manner to determine the true facts involved in any transaction.

Section 37. Section 8-1-17, ACLA 1949, is hereby repealed and re-enacted so as to read as follows:

Attorney
General
is agent
for process
or summons.

Section 8-1-17. AGENT FOR SERVICE OF PROCESS AND NOTICES. The Attorney General of the Territory is hereby constituted the agent of the Territory of Alaska upon whom service of summons or other process or notice of hearing shall be made in any action, suit or proceeding which may be instituted or pending in any of the courts of the United States, or the Territory, or before the United States Shipping Board, Inter-state Commerce Commission, or any bureau, board, committee, commission or officer of the United States or of any of the States of the Union and in which the Territory is a necessary or proper party, or in which the Territory or the people or a considerable part thereof are interested. In the event officials in their official capacity or agencies of the Territorial government are parties to such proceedings he shall notify them and they shall cooperate with the Attorney General in defending against such actions.

Section 38. Section 12-3-3, ACLA 1949, is hereby repealed and re-enacted so as to read as follows:

Voucher
responsibility.

Section 12-3-3. RESPONSIBILITY OF OFFICER OR EMPLOYEE APPROVING OR CERTIFYING VOUCHER: BOND. The officer or employee approving or certifying a voucher shall (a) be held responsible for the existence and correctness of the facts recited in the certificate or otherwise stated on the voucher or its supporting papers and for the legality of the proposed payment under the appropriation or fund involved; (b) be required to give bond in the form and manner prescribed by Chapter 29, Session Laws of Alaska, 1943 to the Territory of Alaska, and approved by the Auditor of the Territory of Alaska, in such amount as may be determined by the head of the department, agency, or establishment

Bond.

concerned, pursuant to standards prescribed by the Commissioner of Finance; the premium on such bond shall be paid from funds made available for the administrative costs of such department, agency or establishment concerned; provided, that officers already bonded under other provisions of law for the faithful performance of their duties shall not be required to give additional bond hereunder; and (c) be held accountable for and required to make good to the Territory of Alaska the amount of any illegal, improper, or incorrect payment resulting from any false, inaccurate, or misleading certificate made by him, as well as for any payment prohibited by law or which did not represent a legal obligation under the appropriation or fund involved.

Section 39. The Treasurer shall hereafter discharge all the duties now devolving upon the Auditor relating to the keeping of records, reports, issuing articles of incorporation and collection of taxes and fees from or to corporations, both foreign and domestic, and any other duties now devolving upon the Auditor relating to corporations in any other respect imposed by Section 8-1-10 or Title 36, ACLA 1949, or any other provision of law.

Treasurer
to assume
certain
duties of
Auditor.

Section 40. The Tax Commissioner shall hereafter discharge all the duties now devolving upon the Auditor relating to the insurance laws under Title 42, ACLA 1949, or any other provisions of law.

Insurance
duties to
Tax
Commissioner.

Section 41. The Auditor shall continue to perform all duties heretofore assigned to him relating to elections, whether primary, special or general.

Section 42. Section 43-3-36, ACLA 1949, is hereby repealed and re-enacted so as to read as follows:

Section 43-3-36. ALASKA INDUSTRIAL BOARD
CREATED: MEMBERS: CHAIRMAN: POWERS. A

Alaska
Industrial
Board
created.

Board is hereby created which shall be known as the "Alaska Industrial Board", to be composed of the following three members: The Attorney General, the Territorial Commissioner of Labor and the Auditor. Members will serve for a term of two years. The Commissioner of Labor shall be the Chairman of the Alaska Industrial Board, and shall be the executive officer of the Board, and shall be empowered to perform all acts necessary to carry into effect all provisions of this Act.

Section 43. Section 15-1-1, ACLA 1949, is hereby repealed and re-enacted so as to read as follows:

Approval
of all
claims.

Section 15-1-1. PRESENTATION TO APPROPRIATE ADMINISTRATIVE OR EXECUTIVE OFFICER: REVIEW BY BOARD OF EXAMINERS. Every claim for reimbursement for money expended, or for compensation for labor, materials or supplies furnished, or for personal services rendered to or on behalf of the Territory, whether based on a contractual relation or a ratification, shall be promptly presented to the appropriate administrative or executive officer for approval and payment. If such claim be disallowed in whole or in part, the claimant may obtain a review of the action as provided in Section 25 (Section 15-1-3) of this Act.

Transfer
of equipment.

Section 44. Where duties are transferred from one agency to another by this Act the equipment and personnel heretofore employed in performing those duties shall be transferred and the funds properly allocable to the conduct of the transferred function likewise shall be transferred. The transfer shall be superintended and approved by the Board of Administration which may require the Commissioner of Finance or any of the affected agencies to submit such information as the said Board requires in order that it may have full cognizance of the personnel, work load and funds involved.

Section 45. (a) There is hereby appropriated from the general fund to the Department of Finance, to pay salaries and all other necessary costs of operating in compliance with and to accomplish the objectives of the law, for the fiscal year beginning April 1, 1951 and ending June 30, 1952 and the sum of One Hundred Ten Thousand Dollars (\$110,000), for the same purpose, for the ensuing period beginning July 1, 1952 and ending June 30, 1953 the sum of One Hundred Ten Thousand Dollars (\$110,000). This amount shall be in addition to any transferred to the Department of Finance as herein above provided and shall be allotted and accounted for as provided in this Act, except that the Governor shall have the authority to approve allotments of Department of Finance funds following the manner herein provided.

Appropriation
for
Department of
Finance.

(b) The sum of Thirty-five Thousand Dollars (\$35,000) is hereby appropriated from the general fund to the Auditor, to pay salaries and all other necessary costs of operating in compliance with and to accomplish the objectives of the law, for each of the fiscal years of the biennium beginning July 1, 1951 and ending June 30, 1953.

Appropriation
for Auditor.

Section 46. All records of the Commissioner of Finance shall at all reasonable times be available for inspection, review and auditing by the Auditor, and the Auditor is hereby required to audit all financial transactions of the Department of Finance at least annually.

Records
available
to Auditor.

Section 47. (a) The Board of Administration is directed to inquire into the whole organizational structure of the government of the Territory of Alaska and into all of the administrative practices of all the agencies of the government of the Territory of Alaska, and to make recommendations to the Twenty-first Legislature for improving the structure and practices. To accomplish this end the Board of Administration is enjoined to em-

Board of
Administration
to report and
recommend
to
Legislature.

ploy or contract for such professional technical and clerical assistance as it deems necessary to find all relevant facts relating to the structure and practices to the end that it shall have prepared a comprehensive report for consideration by the Twenty-first Legislature. This report shall not only include the facts found, but shall comprehend recommendations for improvement and drafts of bills incorporating such recommendations as require legislation. The report shall be reproduced so as to provide not less than five hundred copies and shall be available on the day the Twenty-first Legislature convenes.

(b) The Board of Administration may also contract for or employ such professional, technical and clerical assistance as may be necessary to review in detail all financial forms, procedures, systems and methods over which the Commissioner of Finance has jurisdiction and to draft, devise, create and define recommended procedures, forms, systems and methods necessary to give effect to the functions of the Department of Finance as set out in this Act. The Board of Administration may also take such action as is required to have prepared and reproduced a manual which depicts, sets out and records all such procedures, forms, systems and methods and actions comprehended by the duties of the Commissioner of Finance.

(c) For the purpose of effectuating this section and meeting the authorized expenses of the Board of Administration there is hereby appropriated from the general fund to the Board of Administration for disbursement during the biennium beginning April 1, 1951, the amount of Sixty-five Thousand Dollars (\$65,000).

**Appropriation
for Board.**

Repeals.

Section 48. Sections 8-1-2, 8-1-3, 8-1-4, 8-1-7, 8-1-9, 8-1-11, 8-1-13, 8-1-14, 11-4-2, 12-2-1, 13-1-1, 13-1-4, 10-1-3 and 10-1-4, ACLA 1949, are hereby repealed.

Section 49. All laws, or parts of laws, in conflict with the provisions of this Act are hereby repealed to the extent of such conflict. Conflict repeal.

Section 50. In case any section, provision or part of this Act or any application thereof shall be declared invalid, it shall not in any way effect any other section, provision, or part hereof, or any other application hereof. Severability clause.

Section 51. This Act may be officially cited as the "Governmental Reorganization of the Twentieth Legislature". Title.

Section 52. (a) The provisions of this Act shall become effective July 1, 1951, except as otherwise provided. The Twentieth Legislature while in regular session shall elect the legislative members and approve the alternates of the Board of Administration which shall immediately thereafter supercede and assume the duties performed heretofore by the Board of Administration, and may elect an Auditor who shall assume office July 1, 1951, and the Board of Administration may employ a Commissioner of Finance and authorize him to employ other key personnel prior to July 1, 1951, and further the Board of Administration may immediately upon the effective date of this Act proceed to use the appropriation provided for the discharge of its duties set out in Section 46 herein. Effective date of Act.

(b) The condition of the organization structure and administrative practices of the government of the Territory of Alaska is such as to and the lack of a detailed plan for financial administration does constitute an emergency, therefore an emergency is declared to exist insofar as the provisions excepted by this section from the July 1, 1951, effective date are concerned and such excepted provisions shall become effective immediately upon passage and approval.

Approved March 27, 1951.