

at the pleasure of the Board of Directors.

Public health
provisions.

In addition to other powers heretofore granted, the Board of Directors of the District, by resolution or ordinance, shall have the power and authority to provide for public health.

Approved March 30, 1953.

CHAPTER 106

AN ACT

[S. S. B. 40]

To amend Section 40-3-2 and Section 40-3-20 ACLA 1949, as amended by Chapter 26, Session Laws of Alaska 1951, relating to prohibited acts and penalties under the provisions of the Uniform Narcotic Drug Act; and declaring an emergency.

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

Section 1. Section 40-3-2 ACLA 1949, is hereby amended to read as follows:

Acts prohibited.

Section 40-3-2. ACTS PROHIBITED. It shall be unlawful for any person to manufacture, possess, have under his control, sell, prescribe, administer, dispense, give, barter, supply or distribute in any manner, or compound any narcotic drug, except as authorized in this Act.

Section 2. Section 40-3-20 ACLA 1949, as amended by Chapter 26, Session Laws of Alaska 1951, is hereby amended to read as follows:

Penalties for
first offense.

Section 40-3-20. PENALTIES. Whoever violates any provision of this Act shall upon conviction be fined not more than \$5,000.00 and be imprisoned not less than two nor more than five years. For a second offense, or if, in case of a first conviction of violation of any provision of this Act, the offender shall previously have been convicted of any violation of the laws of

Second offense.

the United States or of any other state, territory or district relating to narcotic drugs, the offender shall be fined not more than \$7,500.00 and be imprisoned not less than five nor more than ten years. For a third or subsequent offense, or if the offender shall previously have been convicted two or more times in the aggregate of any violation of the laws of the United States or of any other state, territory or district relating to narcotic drugs, the offender shall be fined not more than \$10,000.00 and be imprisoned not less than ten nor more than twenty years.

Third or subsequent offense.

The minimum and maximum penalties provided for herein shall be doubled where the offender is convicted for the sale of narcotic drugs in violation of this Act, and this shall be so whether prior convictions, if any, were for illegal sale of narcotic drugs or for other violations of this Act or of the laws of the United States or of any other state, territory or district relating to narcotic drugs; provided, that any person convicted of illegally selling, giving or supplying narcotic drugs to a person under the age of twenty-one years shall be punished as follows:

Additional penalties

Sale or gift to persons under 21.

(1) If the offense be a first violation, by imprisonment for not less than seven nor more than fifteen years and by a fine of not more than \$10,000.00:

First offense.

(2) If the offense be a second violation, or if, in the case of a first violation, the offender shall previously have been convicted of any violation (of this Act) or of the laws of the United States or of any other state, territory or district relating to narcotic drugs, by imprison-

Second offense or previous conviction.

ment for not less than fifteen or more than thirty years, and by a fine of not more than \$20,000.00:

Third offense
or previous
conviction.

(3) If the offense be a third violation, or if, in the case of either a first or second violation, the offender shall previously have been convicted two or more times in the aggregate of any violation of this Act or of the laws of the United States, or of any other state, territory or district relating to narcotic drugs, by imprisonment for the remainder of his or her natural life.

Suspension
or parole.

Except in the case of conviction for a first offense for violation of the provisions of this Act, where such first offense was other than the illegal sale of narcotic drugs, the imposition or execution of sentence shall not be suspended and probation or parole shall not be granted until the minimum imprisonment herein provided for the offense shall have been served.

Emergency clause.

Section 3. An emergency is hereby declared to exist, and this Act shall take effect immediately upon its passage and approval.

Approved March 30, 1953.

CHAPTER 107

AN ACT

[S. B. 49]

Providing for hospital assistance and/or furnishing necessary equipment for municipalities, communities and associations operating non-profit hospitals; amending Sections 1, 2 and 3 of Chapter 81, Session Laws of Alaska 1949; making an appropriation and declaring an emergency.

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

Section 1. Section 1 of Chapter 81, Session Laws of Alaska 1949, is amended to read as follows: