

CHAPTER 93

AN ACT

[H. B. 671]

Authorizing the consolidation of two or more independent or incorporated school districts.

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

Consolidation of
contiguous school
districts.

Section 1. Whenever any two independent or incorporated school districts or any independent and incorporated school district, have any contiguous boundary they may be consolidated in the manner hereinafter provided, and when so consolidated shall become a single school district subject to all the laws and ordinances of the larger in population of the school districts so consolidated based on the number of people who voted within such district at the last general election. The boundaries of any independent or incorporated school district shall be considered as contiguous for the purpose of this Act unless said boundaries are completely separated by land. Independent or incorporated school districts, the boundaries of which are separated only by a river, stream, slough, channel, inlet, bay or other narrow body of water, shall be considered as contiguous.

Area.

Section 2. The area to be included in such consolidated independent or incorporated school districts shall not embrace more than 1,000 square miles of territory.

Petitions for
consolidation.

Section 3. (a) Separate petitions from each of the independent or incorporated school districts desiring to be consolidated shall first be presented to the Judge of the United States District Court of the Judicial Division in which the independent or incorporated school districts are located. Each petition must be signed by as many voters as would equal 25% of the number of people who voted in the respective independent or incorporated school districts at the last general election and such petitions shall specify, as nearly as may be possible, the location,

boundaries and areas of each of the independent or incorporated school districts to be consolidated, and shall specify the proposed name of the consolidated independent or incorporated school districts. Such petitions shall further certify the combined area of the independent or incorporated school districts desiring to be consolidated, and must certify that said area does not exceed the maximum number of square miles authorized by this Act.

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(b) The Judge of the District Court, upon presentation and filing of such petitions, shall order an election in each of said independent or incorporated school districts for the purpose of determining whether the people desire such consolidation and shall by said order fix the date for the election, the place and hours of voting, and appoint three qualified voters in the proposed consolidated school district to supervise and appoint election officers for such election. A printed or typewritten copy of said order shall be posted in at least three public places within the limits of each of the independent or incorporated school districts requesting consolidation for at least thirty (30) days prior to the day of election, and such posting shall be sufficient notice of such election.

Election.

Notice of election.

Section 4. The qualified electors of the communities proposed to be consolidated shall also, at said election by a separate ballot, choose a board of five (5) directors for the consolidated school district who must be qualified electors of the consolidated school district and whose term of office shall be as hereinafter provided.

Election of school board members.

Section 5. The judges of election shall also canvass the votes given at said election for members of the Board of Directors, and shall declare the five candidates who have received the largest number of votes for such office duly elected and shall issue and deliver to them certificates of their election, provided that the majority of votes cast in each of such districts have voted for consolidation.

Canvass of votes and certification.

Qualification
of electors.

Section 6. The qualifications of electors at said election shall be the same as are required by Sec. 37-3-44 ACLA 1949.

Duties of judges.

Section 7. The oath of election judges, the canvassing and compiling of the votes cast and the certification of the results of said election in each of said independent or incorporated school districts, shall be the same as is required by Sec. 37-3-45 ACLA 1949.

Order of
consolidation.

Section 8. If a majority of the votes cast at said election in each of the independent or incorporated school districts desiring consolidation are in favor of consolidation, the District Judge shall, by order in writing entered in the record of the proceedings, adjudge and declare that said independent or incorporated school districts are consolidated and that the enlarged area (describing its boundaries) shall thenceforth constitute one school district, and specify its name. Thereafter the consolidated district shall function as to all its parts as a school district in conformity with applicable laws of Alaska and pursuant to its own ordinances, providing that the ordinances of the larger of the independent or incorporated school districts, according to the number of registered voters in the last general election held therein, so consolidated shall be in effect upon the order consolidating the districts. All assets of each of the independent or incorporated school districts shall become the property of the consolidated district, and all liabilities of each of such independent or incorporated school districts shall become the liabilities of the consolidated district.

Assets and
liabilities.

School board.

Section 9. The school board chosen at said election, as well as those chosen at subsequent elections, shall be qualified voters in the school district and, before entering upon the duties of their office, shall severally take an oath in writing to faithfully and honestly fulfill the duties of their offices, which oath shall be filed with the Clerk of the Court in the Division in which the consoli-

dated school district is located. Upon the execution of the oath of office as specified above, the newly elected members of the consolidated school board shall enter upon their duties and the terms of office of the members of the school boards of the independent or incorporated school districts so consolidated shall be terminated.

Term.

Section 10. The term of office of the school board members of a consolidated school district shall be five (5) years, one member retiring each year and one new member being elected to take his place, except that the terms of the first five members shall be as follows: Immediately after qualifying as board members, the board shall assemble and shall by lot draw the numbers 1, 2, 3, 4, and 5. The member drawing Number 1 shall hold office until the next regular school election at which time his successor shall be elected; the member drawing Number 2 shall hold office until the second school election following at which time his successor shall be elected; the member drawing Number 3 shall hold office until the third school election following at which time his successor shall be elected; the member drawing Number 4 shall hold office until the fourth school election following at which time his successor shall be elected; the member drawing Number 5 shall hold office until the fifth school election following at which time his successor shall be elected.

Section 11. In case a vacancy in the membership of said board occurs from death, resignation, removal, or other causes, such vacancy shall be filled by the remaining members of the board, and the member so selected shall serve as a member of said board until the next school election. In case the remaining members of the board cannot agree, they shall call a special election for the purpose of filling such vacancy.

Vacancy.

Section 12. The limitations contained in Section 37-3-41 ACLA 1949, as amended by Session Laws of Alaska,

Area limitation
waived.

1949, Chapter 61, shall not apply to a consolidated school district created hereunder.

Application of
school statutes.

Section 13. Except as otherwise provided herein, the statutes applying to Independent School Districts shall apply to Consolidated School Districts established hereunder.

Approved March 28, 1953.

CHAPTER 94

AN ACT

[H. B. 95]

Regulating private employment agencies; establishing operating rules and regulations; defining violations and prescribing penalties; and declaring an emergency.

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

Section 1. DEFINITIONS. For the purposes of this Act, words and phrases shall have the following meaning:

Person. (1) "Person" means any individual, company, society, firm, partnership, association, corporation, manager, contractor, subcontractor, or their agents or employees.

Employment agency or agency. (2) "Employment agency" or "agency" means any person as defined above, engaged in the business of furnishing employment or help, or giving information as to where employment or help may be secured; or displaying any employment sign or bulletin, or, through the medium of any card, circular or pamphlet, or otherwise offering to secure employment or help

Fee. (3) "Fee" means any money received by any person or other valuable consideration, paid or promised to be paid for services rendered or to be rendered by any person conducting an employment agency under this Act.

(4) "Registration fee" means any charge made, or