

1949, as repealed by Chapter 133, SLA 1951, and re-enacted by Chapter 24, SLA 1953, is hereby amended to read as follows:

Sec. 7-1-2. Election and Term of Office. The Treasurer shall be elected at the general election every four years, beginning with the general election of 1930.

His term of office shall commence on the first day of January next after his election, and he shall hold office for four years until his successor is elected and qualified.

Section 4. Section 9-1-2, ACLA 1949, is hereby amended to read as follows:

Sec. 9-1-2. Election: Qualifying for Office: Term: Filling Vacancies. The first Attorney General shall be elected by the qualified voters for members of the Legislature at the general election to be held in the year 1916, and his successors shall be elected in like manner at the general election held every four years thereafter, and shall qualify and enter upon the duties of the office on the first day of the following January, and shall hold office for the term of four years, and until his successor is elected and qualified. Vacancies in the office of the Attorney General shall be filled by appointment by the Governor of the Territory of Alaska, until the next ensuing

general election, when the vacancy shall be filled by the election of a person to fill the vacancy until the next general election, when an Attorney General shall be regularly elected and qualified as herein provided.

Section 5. Section 41-3-2, ACLA 1949, is hereby amended to read as follows:

Sec. 41-3-2. Time of Election and Entering Upon Duties of Office: Filling Vacancies. The Highway Engineer shall be elected at the general election in November in the year 1932 and each four years thereafter and every Highway Engineer so elected shall enter upon the discharge of his duties on the first day of January next after his election. In case of a vacancy in the office of Highway Engineer the Governor shall appoint a qualified person to fill the vacancy, provided, however, that if such vacancy occurs more than forty days before a general election the Governor shall issue a writ of election to have the unexpired term filled at such election, in which event the person appointed by the Governor shall hold office under such appointment only until the first day of January after such election.

Section 6. An emergency is hereby declared to exist and this Act shall take effect and be retroactive to and from January 1, 1957.

CHAPTER 68

AN ACT

To regulate the practice of barbering in Alaska; providing a board of

barber examiners; providing for the powers and duties of said Board; prescribing penal fines; authorizing an appropriation; and setting an effective date.

(H. B. 51)

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

**Article I
Definitions and Application**

Section 1. Barbering. The practice of barbering embraces any of, or any combination of, the following practices for hire or reward: (a) Shaving or trimming the beard or cutting the hair; (b) Giving facial and scalp massages or treatments with oils, creams, lotions or other preparations either by hand or mechanical appliances; and (c) Singeing, shampooing, dressing or dyeing the hair or applying hair tonics.

Section 2. Application of Act; exceptions. The provisions of this Act shall apply to any person engaged in the practice of barbering (a) in any community in Alaska, the population of which is in excess of 1,000 persons, and (b) within a 25 mile radius from the boundaries of any such community, except persons engaged in the practice of barbering entirely within or upon any military reservation, post or base; and except cosmetologists otherwise licensed in accordance with law.

**Article II
Board: Powers and Duties**

Section 1. Board; membership. There is hereby created the Board of Barber Examiners to be composed of Five (5) members appointed by the Governor. The members of the first Board shall come from a list of recommendations made by practicing barbers in Alaska, and

thereafter from a list of recommendations by licensed barbers in Alaska. They shall serve at the pleasure of the Governor.

Section 2. Board; qualifications. Each member of the Board shall have been engaged in the practice of barbering in Alaska for at least Five (5) years prior to his appointment; **Provided**, that practice of barbering within or upon a military reservation, post, or base shall not be counted as qualifying experience.

Section 3. Board; general powers. The Board of Barber Examiners shall have the following general powers, but not by way of limitation; (a) To adopt or adapt examinations in accordance with standards provided by any nationally recognized manual of barber science and examine applicants for licenses to engage in the practice of barbering; (b) To adopt and promulgate rules and regulations regarding the conduct of the practice of barbering in accordance with reasonable standards of sanitation; **provided**, that ultimate control over health and sanitary conditions as concerns all licensees, shops, and schools licensed under this Act shall repose in the Department of Health for the Territory of Alaska. (c) To suspend licenses for failure to maintain standards of sanitation prescribed by the Board; (d) To conduct inspections of any and all barber shops for the purpose of ensuring that said standards of sanitation are being maintained; **Provided**, that the Board shall not conduct a second examination of the same shop in less than ninety

days after a first inspection thereof; (e) To adopt rules of procedure for its own organization and conduct of its meetings, examinations, and inspections; (f) To delegate any of its powers of examining and inspection to a committee of its membership; **Provided**, that no such committee shall be composed of less than three members; (g) To do such other acts and things as may be necessary to carry out the provisions and purposes of this Act

Section 4. Board; meetings. The Board shall meet as often as necessary to conduct its business, but shall provide at least one examination each year that there are applications on file for a license to practice barbering in Alaska.

Section 5. Board; expenses. Members of the Board shall receive no salary, but shall be entitled to per diem and expenses authorized to be paid members of boards by provisions of general law, for the time spent in meetings, in traveling to and from meetings, necessary travel expenses, and per diem for time spent in the actual performance of duties imposed by this Act relating to examinations and inspections.

Article III

Examination and Licensing

Section 1. License required. No person, except those specifically exempted from the application of this Act, shall engage in the practice of, or attempt to practice, barbering without a license or temporary permit duly issued and certified by the Board of Barber Examiners as in this Act provided.

Section 2. Application. Any person wishing to engage in the practice of barbering shall make application for examination and licensing to the Board by submitting

under the provisions of Section 2 of Article I of this Act and who desires to engage in the practice of barbering who (a) has a diploma from a barber college accredited by the Board, or (b) has a bona fide license issued by another Territory or State, shall be issued a Temporary Permit, valid until the next examination given by the Board.

Section 7. Temporary permit; application; fee. Under the conditions examination, and who possesses the other qualifications required by law. All licenses and temporary permits shall have a photograph of the licensee or permittee attached.

Section 5. Renewal. Licenses issued by the Board shall be valid for a term of one year, subject to annual renewal by issuance of a new license. A fee of Ten (\$10.00) dollars shall accompany each application for renewal.

Section 6. Temporary permit. Any person entering the Territory or transferring from a practice exempt the following: (1) Evidence of his good moral character satisfactory to the Board; (2) A certificate of health from a physician; (3) Such other information as may be required by regulations duly adopted by the Board.

Section 3. Examination fee. Any person making application for examination must submit with his application an examination fee of Twenty-Five (\$25.00) dollars. If the applicant successfully passes said examination, the examination fee shall be accepted as full payment of the license fee for the first year of practice.

Section 4. License. Licenses shall be issued by the Board to any applicant who satisfactorily passes the

imposed by Section 6 of this Article, a temporary permit may be issued by any member of the Board upon application therefor under the terms and conditions determined by regulations of the Board, and upon the receipt of an application fee of Twenty-Five (\$25.00) dollars. The fee shall be credited to the temporary permittee, and such permittee shall be permitted to take an examination for a regular license without tender of an additional fee therefor. Upon taking said examination the temporary permit must be surrendered to the Board, or the committee thereof conducting the examination.

Section 8. License; resident barber. Any person who has been engaged in the practice of barbering in Alaska, prior to the effective date of this Act shall be issued a license without examination. Application for a license authorized and required by this Section shall be accompanied by payment of a fee of Twenty-Five (\$25.00) dollars, a sworn affidavit that the applicant is qualified by virtue of said prior practice, and a certificate of health from a physician that the applicant has no contagious or infectious disease.

Section 9, Deposit of Receipts. All monies received by the Board under this Act shall be paid into the General Fund of the Territory of Alaska.

Article IV

Unlawful Acts: Penalties

Section 1. Failure to possess license. Any person who engages in, or attempts to engage in, the practice of barbering without first having obtained a license is guilty of a misdemeanor, and upon conviction thereof shall be punished by a

fine not to exceed Five Hundred (\$500.00) Dollars, or imprisonment in jail for a period not to exceed thirty (30) days, or both such fine and imprisonment.

Section 2. Suspension of License.

The Board shall have power to suspend the license or permit of any person who violates any of the provisions of this Act, and the Board shall suspend the license of any person who, by his acts, gives evidence that he is not of good moral character, or who uses narcotics or over-indulges in the use of alcoholic beverages while practicing his profession, until the Board is satisfied that he will thereafter conduct his profession in a proper manner.

Article V

Barber Schools and Colleges

Section 1. The Board of Barber Examiners shall have the power and duty to provide for the conduct and supervision of barber schools and colleges in the Territory of Alaska. Regulations providing standards of sanitation and skill shall be adopted by the Board applicable to such schools and colleges, and to teachers and instructors therein. No person shall engage in the operation of such a school or college, or teach therein, who is not of good moral character, fully accredited as an instructor or teacher as evidenced by a diploma from a nationally accredited course in barber science, and licensed as a barber under this law.

Section 2. Each barber school or college operating in the Territory shall pay to the Board an annual license fee of One Hundred Fifty (\$150.00) Dollars. Barbers schools and colleges shall be regu-

larly inspected and examined by the Board.

Article VI

General Provisions

Section 1. Appropriation. Funds to carry out the provisions of this Act may be appropriated in the General Appropriations Bill of the Alaska Legislature.

Section 2. Effective date. This

Act shall take effect and be in force generally, from and after its passage and approval, or upon its becoming law without such approval, **Provided**, that it shall not be unlawful to practice barbering without a license or permit until ninety days after the organization of the Board, and licenses are made available by them under the terms and conditions of this Act and their rules and regulations, and it is so enacted.

Approved March 18, 1957

CHAPTER 69

AN ACT

Pertaining to the employment of assistant or associate counsel to the Attorney General of the Territory of Alaska; amending Section 9-1-15, ACLA 1949, as amended by Chapter 3, SLA 1951, and declaring an emergency.

(H. B. 174)

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

Section 1. That Sec. 9-1-15, ACLA 1949, as amended by Ch. 3, SLA 1951, is hereby amended to read as follows:

Sec. 9-1-15. Assistant Attorneys General; Appointment, Qualifications, Duties and Powers; Salary; Services Available to department heads; Travel. The Attorney General shall have the power, whenever in his judgment the interests of the Territory demand it, to select and appoint one or more attorneys who shall be residents of the Territory and admitted to practice law therein, to act and serve, either on a full-time or part-time basis, as assistant or associate counsel as

the case may be and while so acting and serving they shall be known and recognized as Assistant Attorneys General with such powers, duties, and privileges as may descend to them as such together with any other powers, duties and privileges that may be specially delegated to them by the Attorney General, and at such compensation as he deems proper. Expense of employment of assistant or associate counsel by the Attorney General shall be paid out of the appropriation for his office, provided however, that the Attorney General may, with the approval of the department head concerned, assign an Assistant Attorney General to be stationed in the office of another department on a part-time basis,