

insurance companies not licensed to do business in the state under the laws of the state; amending Sec. 42-1-15, ACLA 1949 by adding a new paragraph thereto; requiring certain insureds dealing with unlicensed companies to report; and providing penalties.

(H.C.S.S.B. 86)

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

Section 1. Sec. 42-1-15, ACLA 1949 is hereby amended to read as follows:

**42-1-15. Penalty for Failure to File Statement or Pay Taxes: Certain Insured Dealing With Unlicensed Companies to Report.** Any company, corporation, association, firm or individual failing or refusing to render such statement and information, and to pay taxes herein specified, for more than thirty days after the time specified, shall be liable to a forfeiture of double the amount due for such license and shall be prohibited from doing any more business in the State until such fine is paid and shall also pay as further penalty a sum equal to ten per cent of such forfeiture for every month that the sum remains unpaid.

Any company not licensed to do business in Alaska which shall trans-

act an insurance business in Alaska shall pay to the Commissioner of Insurance before March 31, next succeeding, a tax of 3 per cent on the amount of the gross premium received for direct insurance, less return premiums and cancellations on direct insurance on risks in Alaska. Every business corporation paying more than \$500.00 premiums to any one such company in any year shall report the same in writing to the Commissioner of Insurance before March 1 next succeeding; upon failure to so report and default of any such unlicensed insurance company in the payment of such tax, the insured shall pay the tax. If the tax prescribed by this section is not paid before March 31 next succeeding the date of premium payment, the tax shall be increased by a penalty of 25 per cent and by the amount of an additional penalty computed at the rate of one per cent per month or any part thereof from the date such payment was due to the date paid.

Approved May 1, 1959

## CHAPTER 151

### AN ACT

**Relating to the organization of the supreme and superior courts of the state; amending subsection (4) of Sec. 32 and subsection (2) of Sec. 31 of Chap. 50, SLA 1959; and providing for an effective date.**

(H.C.S.S.B.116)

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

Section 1. Subsection (4), Sec. 32, Ch. 50, SLA 1959, is hereby amended to read as follows:

(4) Notwithstanding the provisions of subsections (1), (2) and (3) of this section, in the event that either: a court of competent jurisdiction, by final judgment, declares that the District Court of the District of Alaska lacks jurisdiction to determine causes

arising under the laws of the State, notwithstanding the provisions of Public Law 508, 85th Congress; or the President of the United States, by executive order, terminates the jurisdiction of the District Court of the District of Alaska; the Judicial Council shall forthwith meet and submit to the Governor the names of the persons nominated as justices or judges of all of the supreme and one or more or all superior courts of the State and in any event shall submit all of said

names prior to January 3, 1962. In the event that a court of competent jurisdiction, by final judgment, declares that the United States Court of Appeals for the Ninth Circuit lacks jurisdiction to hear appeals from the District Court of the District of Alaska, the Judicial Council shall forthwith meet and submit to the Governor the names of the persons nominated as justices of the supreme court and appeals from the District Court of the District of Alaska may be made to the State Supreme Court. If, upon the occurrence of any of the events set forth in this subsection, the members of the first Judicial Council have not been appointed, the Governor shall forthwith fill the initial vacancies.

Sec. 2. Subsection (2) of Sec. 31 of Ch. 50, SLA 1959 is hereby amended to read as follows:

(2) The jurisdiction of the courts of the State in this Act provided shall be exclusive from and after the 3rd day of January, 1962 but prior to that date shall be non-exclusive, and nothing in this Act shall diminish or deprive the District Court of the District of Alaska or the Court of Appeals or the Supreme Court of the United States of jurisdiction as provided by Public Law 508, 85th Congress, and other laws applicable thereto.

Sec. 3. This Act shall take effect upon its passage and approval or upon its becoming law without such approval.

Approved May 1, 1959

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## CHAPTER 152

### AN ACT

**Amending subsec. (d) and (m) of Sec. 3, Art. II, Ch. 145, SLA 1957; and providing for an effective date.**

(H.B. 224)

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

Section 1. Subsecs. (d) and (m) of Sec. 3, Art. II, Ch. 145 SLA 1957 are hereby amended to read as follows:

(d) To approve the purchase, lease or construction of buildings or other facilities for the care, detention, rehabilitation and education of dependent or delinquent minors as are here-

inafter provided for in this Act.

(m) To accept donations, gifts or bequests of money or other property to be used in construction of juvenile homes, institutions or detention facilities.

Sec. 2. This Act shall take effect immediately upon its passage and approval or upon its becoming law without such approval.

Approved May 1, 1959

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## CHAPTER 153

### AN ACT

**Relating to appropriations made to the Department of Education; repealing Ch. 19, SLA 1949; and providing for an effective date.**

(H.B. 238)

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

Section 1. Ch. 19, SLA 1949 is hereby repealed.

Sec. 2. This Act shall take effect immediately upon its passage and approval or upon its becoming law without such approval.

Approved May 1, 1959