

prescribed by the Commissioner of Education. The Commissioner of Education shall designate those expenditures for which state payment will be allowed. All budgets will show the total enrollment by grades and the average daily membership for the elementary and the high school levels separately for the preceding year and the estimated total enrollment by grades and the estimated average daily membership for the elementary and high school levels separately for the year that the budget covers, and such other information as may be requested. The Commissioner of Education may disapprove or reduce any items in the budget and shall approve for state payment only such parts of the proposed expenditures as come within the purview of this Act, and are reasonable and necessary. The decision of the Commissioner with respect to the budget shall be final. No payment of state moneys shall be made to any school board in excess of the budget approved by the Commissioner of Education; provided, that items may be added, deleted, or changed and the total amount of the annual budget may be revised upward or downward by the Commissioner of Education at a later date, should change in enrollment or other emergency factors make such a revision necessary. The Commissioner of Education may, during each fiscal year, maintain an appropriation reserve not to exceed five per cent of the total fiscal year appropriation made for support of schools within districts pursuant to Sec. 37-3-62, ACLA 1949 as amended. Such reserve shall be expended only within the fiscal year for which appropriated and shall be used by the Commissioner of Education, in his discretion, to make adjustment payments to school districts when changes in enrollment or other emergency factors make such an adjustment necessary.

Sec. 2. Sec. 6, Ch. 49, SLA 1955 is amended to read as follows:

Section 6. Annual Audit Required.

The school board in each incorporated city, incorporated school district, and independent school district shall each year on or before the first day of October have an audit made by a competent accountant of the school accounts for the school year ending the preceding June 30 and a certified copy of the same shall be filed immediately with the Commissioner of Education. The audit report as filed shall include audit verification of the final report of expenditures submitted in accordance with Section 5 of this Act. The Commissioner of Education shall withhold all payments of state funds after the first day of November to any school district failing to file with his office a certified copy of such audit and no state funds shall be paid to any school district after this date for any purpose until such audit is filed with the Commissioner of Education; provided, however, that the Commissioner of Education shall have the authority to conduct a re-audit or an audit check in any of the above school districts if in his judgment such action is necessary to fully substantiate the final report of expenditures of such district; and provided, further, that the Commissioner of Education shall have authority, in his discretion, on or before the 1st day of July of each year to notify the school board of any school district which was in the eighty-five per centum payment group as provided in Section 2 of this Act that his office will conduct the audit of the school accounts for the current school fiscal year ending June 30.

Sec. 3. This Act takes effect on the day after its passage and approval or on the day it becomes law without such approval.

Approved April 15, 1960

CHAPTER 130

AN ACT

To appropriate \$4,500.00 from moneys in the general fund not otherwise appropriated to carry out the provisions of Ch. 23, SLA 1960, an act relating to the Governor's Committee on Employment of the Handicapped; and providing for an effective date.

(H.B. 446)

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

Section 1. The sum of \$4,500.00 or so much thereof as shall be found necessary is hereby appropriated out of moneys in the general fund not otherwise appro-

propriated to carry out the provisions of Ch. 23, SLA 1960.

Sec. 2. This Act takes effect on the day after its passage and approval or on the day it becomes law without such approval.

Approved April 15, 1960

CHAPTER 131

AN ACT

Relating to the Fish and Game Code of Alaska; amending the following Sections of Ch. 94, SLA 1959; Subsecs. (i), (j), and (v) of Sec. 2, Art. I; Secs. 25 and 33 of Art. I; Subsecs. (1), (3), (5), (7), (10), and (14) of Sec. 2, Art. II; Subsecs. (8), (9), and (16) of Sec. 2, Art. II as amended by Ch. 96, SLA 1959; Secs. 5, 6, 7, 8, and 10 of Art. II; Secs. 6 and 7 of Art. III; Subsecs. (c), (d), (e), and (f) of Sec. 8, Art. III; Secs. 9 and 12, Art. III; and amending by adding the following: New Subsecs. (w) and (x) to Sec. 2, Art. I; a new Subsec. (k) to Sec. 8, Art. III; repealing Sec. 1, Art. III; and providing for an effective date.

(C.S.H.B. 450)

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

Section 1. Sec. 2 (i), Art. I, Ch. 94, SLA 1959 is amended to read as follows:

(i) "Sport fishing": the taking of or attempting to take for personal use, and not for sale or barter, any fresh water, marine, or anadromous fish by hook and line held in the hand, or by hook and line with the line attached to a pole or rod which is held in the hand or closely attended, or by other means defined by the Board.

Sec. 2. Sec. 2 (j), Art. I, Ch. 94, SLA 1959 is amended to read as follows:

(j) "Resident": a person who for twelve consecutive months has maintained a permanent place of abode within the State and who has continually maintained his voting residence in the State; and in the case of a partnership, association, joint stock company, trust, or corporation, "resident" shall mean one that has its main office or headquarters in the State; provided, however, that any member of the military services who has been stationed in the State for the immediately preceding twelve consecutive months shall be considered a resident for the purposes of this Act, and the dependent of any such member, who has been

living in the State for the immediately preceding year shall likewise be considered a resident for the purposes of this Act.

Sec. 3. Sec. 2 (v), Art. I, Ch. 94, SLA 1959 is amended to read as follows:

(v) "Taxidermy": the tanning, mounting, processing, or other treatment or preparation of fish or game, or any part thereof, as a trophy, for monetary gain, including the receiving of such fish or game or parts thereof for such purposes.

Sec. 4. Sec. 2, Art. I, Ch. 94, SLA 1959 is amended by adding two new sections to read as follows:

(w) "Subsistence fishing": the taking, fishing for or possession of fish, shellfish, or other fishery resources for personal use and not for sale or barter, with gillnet, seine, fish wheel, long line, or other means as defined by the Board.

(x) "Seizure": the actual or constructive taking of possession by an enforcement or investigative officer charged with enforcement of the fish and game laws of Alaska of any property, real or personal, subject to seizure under the provisions of this Act.

Sec. 5. Sec. 25, Art. I, Ch. 94, SLA