

tions, for the transmission or distribution of heat, natural or manufactured gas, oil or other petroleum products, or water, or for the furnishing of community sewer services, and the plant and other facilities utilized for any of the foregoing purposes; provided, this Act shall not apply to the purveyor of water or oil or other petroleum products by tank, wagon or similar conveyance, to any public utility which does a gross annual business of less than \$100,000.00 nor to a municipally-owned and operated water or sewer utility. Application of this Act to any utility shall be held in abeyance pending adoption by the Legislature of specific legislation pursuant to the submission of a report and recommendation on the subject by the commission to the first session of the Second State Legislature in January, 1961. This Act shall not apply to the owner or owners or operator or manager of, nor shall it apply to, any pipe line, plant, system or equipment used primarily for gathering, collecting, transporting or shipping crude oil, natural gas, condensate or other petroleum substances or products produced by or belonging to such owner or owners or such operator or manager.

Sec. 3. Sec. 7, Ch. 199, SLA 1959 is amended to read as follows:

Sec. 7. Study of Laws and Practices of Public Utilities: Report and Recommendations to Governor and Legislature. In addition to all other powers and duties conferred in this Act upon the commission, said commission shall have the following further additional duties: To make a careful study of all laws with the administration of which it is charged, of similar federal and state laws pertaining to utility regulation, of the practices of public utilities, and of the authority necessary for the commission to fully protect the public interest in respect to utility regulation;

and to make a special written report thereon and of any recommendations it may have thereon, and shall file copies thereof, both with the Speaker of the House of Representatives and the President of the Senate within 10 days after the opening day of the First Session of the Second Legislature of Alaska, and, within the same time, shall also file a copy of such report with the governor. To assist the Commission in making such study, it is hereby authorized to prepare and submit questionnaires to public utilities calling for relevant information and it may hold hearings for that purpose and may issue subpoenas to witnesses commanding their attendance at such hearings, and said commission is hereby authorized to examine or cause to be examined, the books and records of any public utility in connection with such study.

Sec. 4. Sec. 8, Ch. 199, SLA 1959 is amended to read as follows:

Sec. 8. Employment and Compensation of Commission Personnel. The commission is authorized to employ an executive director who shall be an experienced administrator, such engineers, examiners, hearing officers, experts, clerks, accountants and other assistants as it may deem necessary at such rates of compensation as it may determine, subject, however, to the personnel policies and regulations established or issued by the Commissioner of Administration pursuant to the State Organization Act of 1959.

Sec. 5. Money necessary to carry out the purposes of this Act may be appropriated in the general appropriation bill or in such other bills as are necessary.

Sec. 6. This Act takes effect on the day after its passage and approval or on the day it becomes law without such approval.

Approved April 21, 1960

CHAPTER 157

AN ACT

Authorizing the regulation of boxing, sparring, and wrestling contests or exhibitions; authorizing the Athletic Commission created by Ch. 147, SLA 1959, to issue and

revoke licenses in accordance with rules set out in this Act; providing that licensees be bonded; setting license fees; providing penalties; and setting an effective date.

(S.B. 230)

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

Section 1. Licenses for Boxing and Wrestling Matches: Revocation. The Athletic Commission created by virtue of Ch. 147, SLA 1959, shall have the power to issue and for cause to revoke a license to conduct boxing contests, sparring or wrestling matches, or exhibitions as provided in this Act under such terms and conditions and at such times and places as the commission may determine. The holder of such licenses shall be entitled to conduct boxing contests, sparring and wrestling matches, and exhibitions under such terms and conditions and at such times and places as the commission may determine. In case the commission shall refuse to grant a license to any applicant, or shall cancel any license, such applicant, or the holder of such cancelled license shall be entitled upon application, to a hearing under the provisions of the Administrative Procedure Act.

Sec. 2. Duties of Commission: Licensing: Exemption as to Scholastic Organizations: Compliance Required. The commission shall have power and it shall be its duty to direct, supervise, and control all boxing contests, or sparring and wrestling matches or exhibitions conducted within the state and no such boxing contest, sparring or wrestling match or exhibition shall be held or given within this state except in accordance with the provisions of this Act. The commission may, in its discretion, issue and for cause revoke a license to conduct, hold, or give boxing, sparring and wrestling contests, matches, and exhibitions where an admission fee is charged by any club, corporation, organization, association, or fraternal society; provided, however, that all boxing contests, sparring or wrestling matches or exhibitions which are conducted by any elementary school, high school, college, or university, whether public or private, or by the official student association thereof, whether on or off the school, college, or university grounds, where all the participating contestants are bona fide students enrolled

in any elementary school, high school, college, or university, within this state, shall not be subject to the provisions of this Act; provided, further, that every contestant in any boxing contest, sparring or wrestling match not conducted under the provisions of this Act shall be examined within eight hours prior to the contest by a practicing physician who, in his discretion, shall have the authority to disqualify any contestant he deems physically unfit to participate and that the scholastic organizations exempted from the provisions of this chapter shall be governed by the rules of the commission as those rules apply to boxing contests, sparring or wrestling matches, or exhibitions conducted by any scholastic organizations exempted by this section from the general provisions of this Act. No boxing contest, sparring or wrestling match or exhibition shall be conducted within the state except pursuant to a license issued in accordance with the provisions of this Act and the rules and regulations of the commission except as above provided.

Sec. 3. Application for License: Fee: Verification. Any club, corporation, organization, association or fraternal society affected by this Act may apply to the commission for a license. Such applications shall be in writing and upon forms prescribed by the commission and shall be verified in such manner as the commission may require and shall be accompanied by an annual license fee of \$100.00.

Sec. 4. Duration of License: Expiration Dates. The licenses provided for in Secs. 3 and 8 of this Act shall be issued for a six months or twelve months period and shall expire on June 30 and December 31 of each year.

Sec. 5. Licensee's Bond. Every licensee receiving a license as provided for in this Act shall file a good and sufficient bond in the sum of \$1,000.00 with the commission in cities of less than 10,000 inhabitants and of \$2,500.00 in cities of more than 10,000 inhabitants conditioned for the faithful performance of such licensee

of the provisions of this Act, the payment of the taxes as provided for in this Act and the abeyance of all rules and regulations of the commission, which bond shall be subject to the approval of the attorney general.

Sec. 6. Statement and Report of Contest. Any licensee as provided for in this Act shall, within three days prior to the holding of any boxing contest, sparring or wrestling match, or exhibition, file with the commission a statement setting forth the name of each contestant, his manager or managers and such other information as the commission may require, and shall, within one week after the termination of any contest file with the Department of Revenue and with the commission a written report, duly verified as the commission may require showing the number of tickets sold for such contest, the price charged for such tickets and the gross proceeds thereof, and such other information as the commission may require.

Sec. 7. Inspectors: Duties: Fee for Attending Contests. The commission may appoint official inspectors at least one of which, in the absence of a member of the commission, shall be present at any boxing contest, sparring or wrestling match, or exhibition held under the provisions of this Act. Such inspectors shall carry a card signed by the chairman of the commission evidencing their authority. It shall be their duty to see that all rules and regulations of the commission and the provisions of this Act are strictly complied with and to be present at the accounting of the gross receipts of any contest, and such inspector is authorized to receive from the licensee conducting the contest the statement of receipts provided for in this Act and to immediately transmit such reports to the commission and to the Department of Revenue. Each inspector shall receive a fee of not to exceed \$7.50 for each contest officially attended.

Sec. 8. Annual Licenses to Participants: Fees: Revocation. The commission may grant annual licenses upon application in compliance with the rules and regulations prescribed by the commission and the payment of the fees prescribed for managers, referees, examining physicians, boxers, wrestlers, sec-

onds, and trainers. The following is the schedule of annual fees: examining physicians, \$10.00; managers, \$50.00; referees, \$10.00; seconds, \$10.00; trainers, \$10.00; boxers, \$10.00; wrestlers, \$10.00; provided, that the provisions of this section do not apply to contestants or participants in strictly amateur contests or fraternal organizations or veterans' organizations chartered by congress or the war department or any bona fide athletic club which is holding and promoting athletic contests or smokers and where all funds are used primarily for the benefit of their members. Any such license may be revoked by the commission for cause pursuant to the Administrative Procedure Act. No person shall participate or serve in any of the above capacities unless licensed as provided in this Act. The referee for any contest shall be designated by the commission from among such licensed referees.

Sec. 9. Participation in Purse: Conducting Sham Contests: Forfeiture of License. Any person or any member of any group of persons or corporation promoting wrestling or boxing exhibitions or contests who participates directly or indirectly in the purse or fee of any manager of any boxers or wrestlers or any boxer or any wrestler and any licensee who conducts or participates in any sham or fake boxing contest or sparring match or exhibition thereby forfeits its license and the commission shall declare such license canceled and void and such licensee shall not thereafter be entitled to receive another such, or any license issued pursuant to the provisions of this Act.

Sec. 10. Participation in Sham Contest: Penalty Against Contestant. Any contestant who shall participate in any sham or fake boxing contest or sparring match or exhibition or violate any rule or regulations of the commission shall be penalized in the following manner: for the first offense he shall be restrained by order of the commission for a period of not less than three months from participating in any contest held under the provisions of this Act, such suspension to take effect immediately after the occurrence of the offense; for any second offense such contestant shall be forever suspended from participation in any con-

test held under the provisions of this Act.

Sec. 11. Failure to Make Reports: Additional Tax: Notice: Penalty for Delinquency. Whenever any licensee shall fail to make a report of any contest within the time prescribed by this Act or when such report is unsatisfactory to the commission or to the Department of Revenue, the secretary shall examine the books and records of such licensee; he may subpoena and examine under oath any officer of such licensee and such other person or persons as he may deem necessary to a determination of the total gross receipts from any contest and the amount of tax thereon. If, upon the completion of such examination, it shall be determined that an additional tax is due, notice thereof shall be served upon the licensee, and if such licensee shall fail to pay such additional tax within twenty days after service of such notice such delinquent licensee shall forfeit its license and shall forever be disqualified from receiving any new license and in

addition thereto such licensee and the members thereof shall be jointly and severally liable to this state in the penal sum of \$1,000.00 to be collected by the attorney general by civil action in the name of the state in the manner provided by law.

Sec. 12. Penalty for Conducting Contests Without License. Any person, club, corporation, organization, association or fraternal society conducting within this state boxing, sparring or wrestling contests or exhibitions without having first obtained a license therefor in the manner provided by this Act shall be guilty of a misdemeanor.

Sec. 13. General Penalty. Any person, firm or corporation violating any of the provisions of this Act for which no penalty is provided in this Act shall be guilty of a misdemeanor.

Sec. 14. Effective Date. This Act takes effect on the day after its passage and approval or on the day it becomes law without such approval.

Approved April 21, 1960

CHAPTER 158

AN ACT

Establishing a board of electrical examiners; providing for the licensing of electrical contractors; providing fees and penalties; and providing for an effective date.

(C.S.H.B. 311)

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

Section 1. There is hereby created a Board of Electrical Examiners which shall consist of three members all of whom shall be persons who are licensed electrical contractors as hereinafter defined. The members of the board shall be appointed by the governor and confirmed by the legislature for staggered terms of three years, or until their successors are appointed, and may be removed at the pleasure of the governor. The board shall elect one of its members as chairman.

Sec. 2. The board shall hold a regular annual meeting and may hold special meetings at the call of the chairman of the board with prior approval of the governor. Two members shall consti-

tute a quorum. The board shall issue rules and regulations, subject to the Administrative Procedure Act, relating to the examination and licensing of electrical contractors as provided in subparagraph d. of section 3, and the suspension or revocation of such licenses pursuant to section 4 a. hereof. Licensing examinations, under the supervision of the chairman of the board or his designee, shall be conducted at least twice during each year at any appropriate places in the state.

Sec. 3. a. The term "Electrical Contractor" shall mean any person, firm, partnership or corporation engaged in the business of, or purporting to be engaged in the business of, installing or repairing, or contracting to install or repair, any electrical wiring, conduits, de-