

an administrative stop order or similar order or a permanent or temporary injunction of any court of competent jurisdiction entered under any other federal or state acts applicable to the offering; but (i) the Administrator may not institute a proceeding against an effective registration statement under clause (C) more than one year from the date of the order or injunction relied on, and (ii) he may not enter an order under clause (C) on the basis of an order or injunction entered under any other state act unless that order or injunction was based on facts which would currently constitute a ground for a stop order under this section;

(D) the issuer's enterprise or method of business includes or would include activities which are illegal where performed;

(E) the offering has worked or tended to work a fraud upon purchasers or would so operate;

(F) the offering has been or would be made with unreasonable amounts of underwriters' and sellers' discounts, commissions, or other compensation, or promoters' profits or participation, or unreasonable amounts or kinds of operations;

(G) when a security is sought to be registered by notification, it is not eligible for such registration;

(H) when a security is sought to be registered by coordination, there has been a failure to comply with the undertaking required by section 403 (b) (4); or

(I) the applicant or registrant has failed to pay the proper filing fee; but the Administrator may enter only a denial order under this clause and he shall vacate any such order when the deficiency has been corrected.

The Administrator may not institute a stop-order proceeding against an effective registration statement on the basis of a fact or transaction known to him when the registration statement became effective unless the proceeding is instituted within the next thirty days.

(b) The Administrator may by order summarily postpone or suspend the effectiveness of the registration statement pending final determination of any proceeding under this section. Upon the entry of the order, the Administrator shall promptly notify each person specified in subsection (c) that it has been entered and of the reasons therefor and that within fifteen days after the receipt of a written request the matter will be set down for hearing. If no hearing is requested and none is ordered by the Administrator, the order will remain in effect until it is modified or vacated by the Administrator. If a hearing is requested or ordered, the Administrator, after notice of and opportunity for hearing to each person specified in subsection (c), may modify or vacate the order or extend it until final determination.

(c) No stop order may be entered under any part of this section except the first sentence of subsection (b) without (1) appropriate prior notice to the applicant or registrant, the issuer, and the person on whose behalf the securities are to be or have been offered, (2) opportunity for hearing, and (3) written findings of fact and conclusions of law.

(d) The Administrator may vacate or modify a stop order if he finds that the conditions which prompted entry have changed or that it is otherwise in the public interest to do so.

Sec. 20. This Act takes effect on the day after its passage and approval or on the day it becomes law without such approval.

Approved April 17, 1961

CHAPTER 106

AN ACT

Providing for the appointment of special officers to assist the Division of State Police; and providing for an effective date.

(C.S.H.B. 48)

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

Section 1. The Commissioner of Public Safety may appoint as special officers duly qualified police officers of the federal, state or local government units or other persons with adequate police training or background over the age of 21 years, as he deems necessary, and without remuneration to aid and assist the Division of State Police in the enforcement of the criminal statutes of the state.

Sec. 2. Persons appointed as special officers under this Act are authorized and empowered, in whole or in part, to prevent crime, pursue and apprehend offenders, obtain legal evidence, institute criminal proceedings, execute any lawful warrant of arrest or search and seizure, or execute any other criminal process issuing from any court of the state. They may make arrests in the same manner as the members of the Division of State Police. The authority and duties conferred by this Act may be exercised in each case only within

geographical limits to be determined by the Commissioner of Public Safety and special officers shall serve at the will of the Commissioner. Appointments shall be of limited duration.

Sec. 3. Special officers shall carry identification issued by the Commissioner of Public Safety. They shall carry firearms openly or concealed as the Commissioner of Public Safety may require. Each person appointed as a special officer under this Act shall take the constitutional oath of office before entering upon the performance of his duties. Any person so appointed by the Commissioner of Public Safety may hold other employment, public or otherwise.

Sec. 4. The Commissioner of Public Safety shall provide insurance against accidental death or injury for special officers appointed under this Act to the extent of \$25,000.00 for death and \$15,000.00 for maximum accident expense.

Sec. 5. **Effective Date.** This Act shall take effect on July 1, 1961.

Approved April 17, 1961

CHAPTER 107

AN ACT

Relating to the Alaska net income tax; amending Sec. 5, Ch. 115, SLA 1949, as last amended by Ch. 175, SLA 1959; and providing for an effective date.

(H.B. 131)

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

Section 1. Sec. 5, Ch. 115, SLA 1949, as last amended by Ch. 175, SLA 1959, is amended to add a new subsec. F to read:

F. Political Subdivisions Prohibited From Levying and Collecting Individual Net Income Tax. No tax may be levied

and collected upon the net income of resident or non-resident individuals by any general law cities or home rule city or any other political subdivision of the state.

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 17, 1961

CHAPTER 108

AN ACT

Excluding members of nonprofit college or university faculties from employment security coverage; amending Art. II, Ch. 5, ESLA 1955; and providing for an effective date.

(C.S.H.B. 139)