

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

Section 1. Sec. 5, Ch. 135, SLA 1959, as amended by Sec. 1, Ch. 159, SLA 1960, is amended to read:

Sec. 5. **Bond.** (1) Every applicant for a dealer's registration or for the renewal of such dealer's registration shall file with the application or request for renewal and shall thereafter maintain in force while so registered a bond in favor of the State of Alaska, executed by an authorized corporate surety approved by the commissioner of revenue, in the amount of \$10,000 or, in lieu thereof, the commissioner may, in his sole discretion, accept a bond in that amount with at least two individual sureties, each justifying with real property in twice the amount of the bond. In the event a bond with individual sureties is offered, the commissioner shall make such investigation as may be necessary to determine the actual financial responsibility of such sureties. The bond

shall be conditioned that the applicant will conduct his business in accordance with the provisions of this Act and will not commit fraud or make fraudulent representations in the course thereof.

(2) Any such bond shall be held in the office of the commissioner of revenue. The surety or sureties may cancel the bond upon thirty days' advance notice in writing filed with the commissioner. Provided, however, that the cancellation shall not relieve the surety or sureties of liability arising on the bond from a sale made by the bonded dealer prior to cancellation or any liability which has accrued upon the bond prior to cancellation. The commissioner shall retain the cancelled bond on file and may not relieve the surety or sureties of any liability arising prior to cancellation.

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 10, 1962

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## CHAPTER 81

### AN ACT

**Relating to controlled livestock districts; amending Sec. 33-3-51, ACLA 1949, as amended by Ch. 114, SLA 1959; amending Secs. 33-3-53 through 33-3-56; and providing for an effective date.**

(S.B. 164)

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

Section 1. Sec. 33-3-51, ACLA 1949, as amended by Ch. 114, SLA 1959, is amended to read:

Sec. 33-3-51. **Creation of Controlled Livestock Districts Authorized; Restrictions on Grazing or Running at Large.** District magistrates are hereby authorized to create and establish controlled livestock districts within independent school districts, incorporated school districts, public utility districts, or their successors, or in other settled areas of the state, as herein provided, to consist of one or more townships or portions thereof or of a contiguous area of not less than 1,280 acres, wherein it shall be unlawful for any domestic animal to graze or run at large unless such do-

mestic animal is herded on open public domain and tended by one or more persons and prevented from grazing upon private roads or highways and privately owned land.

Sec. 2. Sec. 33-3-53, ACLA 1949, is amended to read:

Sec. 33-3-53. **Petition for Creation of District: Addition: Abolition.** a. Controlled livestock districts may be created upon petition of not less than 60 percent of the resident owners and lessees of cultivated land within the area to be included in the district. The petition shall contain a statement of its purpose, shall define the boundaries of the area to be included within the district, shall be signed by the requisite 60 percent of the resident owners and lessees within the area described, and shall be filed

with the district magistrate for the district within which the land is situated.

b. Additions to an established controlled livestock district may be made under the same procedures set forth for creating such districts provided they have a minimum of 160 acres and are contiguous to the established district.

c. Portions of a district or an entire district may be abolished or eliminated if 60 percent of the owners and lessees of cultivated land within the district or the area affected petition for the abolishment, in which event the procedure outlined herein for formation of a controlled livestock district shall be followed for dissolution.

Sec. 3. Sec. 33-3-54, ACLA 1949, is amended to read:

Sec. 33-3-54. **Notice, Hearing, and Order.** Upon receipt of a petition for the establishment of a controlled livestock district, the magistrate shall set a time for hearing thereon not less than 30 days thereafter. Notice of the time and place of said hearing and its purpose shall be posted in not less than three conspicuous public places within the proposed district for a period of at least 30 days prior to the hearing. Included in the places posted shall be any post office within the area concerned or, if there be none, then the post office nearest the area. Upon hearing, it shall be necessary to prove only that the requisite number of signatures have been procured upon such petition, and that the posting of the notices of the hearing has been done as in this paragraph required. Upon establishment of this fact it shall be the duty of the district magistrate to enter an order creating and establishing the controlled livestock district as therein described, and to certify to the clerk of the superior court for the judicial division a copy of the findings and order therein.

Sec. 4. Sec. 33-3-55, ACLA 1949, is amended to read:

Sec. 33-3-55. **Liability for Damages: Lien.** The owner of land within a controlled livestock district, whether the land is fenced or unfenced, (a) shall be entitled to recover from the owner or person having custody and control of any domestic animal for any injury done by a domestic animal which grazes or runs at large within a controlled livestock district contrary to the provisions of this Act, and (b) shall have a lien upon such domestic animal for the amount of the damage done. Provided, however, that no claim for damages in excess of \$50 shall be allowed against any one animal for any one trespass.

Sec. 5. Sec. 33-3-56, ACLA 1949, is amended to read:

Sec. 33-3-56. **Impounding of Animals Running at Large.** The owner of any land within a controlled livestock district may impound any domestic animal trespassing upon his land and keep the same until damages together with reasonable charges for keeping and feeding the same are paid. Within 24 hours after impounding any animal, the person impounding shall give notice in writing to the owner or claimant of such animal if the owner is known, or file a notice of such impounding with the district magistrate for the districts and post a copy of said notice in a public place nearest to the enclosure of the impounded animal if the owner is unknown. If the owner or claimant fails to claim such animal and pay the reasonable charges for keeping and feeding and damages and costs within five days after receipt or posting of such impounding notice, the said animal shall be dealt with as in the case of an estray.

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 10, 1962

## CHAPTER 82

### AN ACT

Pertaining to fees for the issuance of licenses by agents of the Department of Fish and Game; amending Sec. 6, Art. II, Ch. 94, SLA 1959, as amended by Sec. 15, Ch. 131, SLA 1960; and providing for an effective date.

(S.B. 228)