

(e) Any holder of a license for a beverage dispensary establishment, club, road house, restaurant, or common carrier dispensary, or the operator or manager thereof, or any female employee thereof who violates this section is guilty of a misdemeanor.

(f) Any female person, not an employee of any licensed premises described in this section, in violation of subsection (b) of this section is guilty of a misdemeanor.

Sec. 2. AS 04.15.100(a) is amended to read:

(a) A person who violates any provision of this title other than sec. 80 of this chapter is guilty of a misdemeanor, and, upon conviction, is punishable by imprisonment of not more than one year, or by a fine of not more than \$500. Each violation is a separate offense.

Sec. 3. AS 04.10.040(b) is repealed and re-enacted to read:

(b) A citizen of the United States, over the age of 21 years and of good moral character, may be regularly employed as a waiter or waitress in any establishment operating under a beverage dispensary license. The duties of waitresses employed therein shall be confined to the taking of orders and the serving of beverages, alcoholic or otherwise, and food. Waitresses employed under this section may not solicit or encourage the purchase of beverages, alcoholic or otherwise, by any patron of said premises, whether the beverage be for the patron or for another. No waitress may accept any beverage, alcoholic or otherwise, purchased for her by any patron of said establishment. The licensed premises must apply for and receive a permit from the board to employ female persons as waitresses.

Sec. 4. This Act takes effect on the day after its passage and approval or on the day it becomes law without such approval.

Approved February 15, 1964

CHAPTER 4

AN ACT

Pertaining to investments which may be made by the Public Employees' Retirement System and the Teachers' Retirement Fund; and providing for an effective date.

(S.B. 108)

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

Section 1. AS 03.10 is amended by adding a new section to read:

Sec. 03.10.054. Sale or Transfer of Mortgages and Notes. The commissioner may sell or transfer at par value or at a premium or discount to the Department of Revenue or any bank or other private purchaser for cash or other consideration the mortgages and notes held by the Department of Natural Resources as security for loans made under this chapter.

Sec. 2. AS 39.35.110 is amended to read:

Sec. 39.35.110. Investments. (a) When, in the opinion of the com-

missioner of administration, there is on hand in the pension fund a surplus over and above a reasonably safe amount to take care of current demands upon the fund, the surplus, or so much of it as in the judgment of the commissioner of administration is deemed proper, may be invested by the commissioner of revenue in

(1) bonds or other interest bearing obligations and securities of the (A) United States, (B) a state of the United States, or (C) a political subdivision of a state of the United States, if the political subdivision has a population as shown by the last federal census preceding the investment of not less than 30,000 inhabitants; with respect to political subdivisions of this state, no population limitation applies;

(2) first lien real estate mortgage securities insured by the Federal Housing Administration under the National Housing Act of the United States or held by the division of veterans' affairs under AS 26.15;

(3) first lien real estate mortgage securities held by the Department of Natural Resources under AS 03.10; and

(4) corporation bonds and preferred and common stocks as the commissioner of revenue considers proper investments for the fund.

(b) No more than 15 per cent of surplus may be invested in the mortgage securities of the division of veterans' affairs, and the state shall appropriate enough money from the general fund to make good on any losses as a result of failure of the obligors to pay on the notes.

(c) No more than \$300,000 of the surplus may be invested annually in the mortgage securities of the Department of Natural Resources, and the state shall appropriate enough money from the general fund to make good any losses as a result of failure of the obligors to pay on the notes.

(d) In making investments the commissioner of revenue shall exercise the judgment and care under the circumstances then prevailing which a man of ordinary prudence, discretion, and intelligence exercises in the management of his own affairs not in regard to speculation but in regard to the permanent disposition of his funds, considering the probable income from them as well as the probable safety of his capital. However, no more than 50 per cent of the pension fund may be invested at a given time in corporate stocks and bonds, nor may more than one per cent of the pension fund be invested in securities issued by one corporation, nor any more than five per cent of the voting stock of one corporation be owned. Stocks eligible for purchase are restricted to stocks which, except for bank stocks and insurance stocks, are listed upon an exchange registered with the Federal Securities and Exchange Commission.

(e) Except as provided in this sec-

tion, the commissioner of revenue may

(1) invest and reinvest the principal and income of the pension fund without distinction between principal and income;

(2) sell, exchange, convey, transfer, or otherwise dispose of an investment of the pension fund held in the name of the system by private contract or at public auction;

(3) vote upon a stock, bond, or other security; give a general or special proxy or power of attorney with or without power of substitution; exercise a conversion privilege, subscription right, or other option and make payments incidental to it; consent to or participate in corporate reorganization or other change affecting corporate securities, delegate discretionary power, pay an assessment or charge in connection with the delegation; and generally exercise any of the powers of an owner with respect to stocks, bonds, securities, or other investments held in the pension fund;

(4) make, execute, acknowledge, and deliver documents of transfer and conveyance and instruments necessary or appropriate to carry out the powers granted;

(5) register investments held in the pension fund in the name of the system; and

(6) do all acts whether or not expressly authorized which are considered necessary or proper for the protection of the investments held in the pension fund.

Sec. 3. AS 14.25.180(b) is amended to read:

(b) When, in the opinion of the commissioner of administration, there is on hand in the retirement fund a surplus over and above a reasonably safe amount to take care of current demands upon the fund, the surplus or so much of it as in the judgment of the commissioner of administration is considered proper may be invested by the commissioner of revenue in

(1) bonds or other interest-bearing obligations and securities of the United States, a state thereof, or a

political subdivision of any state of the United States, if the political subdivision has a population as shown by the last federal census preceding the investment of not less than 30,000 inhabitants, except no population limitation applies to a political subdivision of this state;

(2) first lien real estate mortgage securities insured by the Federal Housing Administration under the National Housing Act of the United States, or held by the Department of Commerce, or the Department of Natural Resources; and

(3) corporation bonds, and preferred and common stocks as the commissioner of revenue considers proper investments for the fund. No more than

15 per cent of the surplus may be invested in mortgage securities of the Department of Commerce, and the state shall appropriate sufficient money from the general fund to make good any losses as the result of failure of the obligors to pay on the notes. No more than \$300,000 of the surplus may be invested annually in the mortgage securities of the Department of Natural Resources, and the state shall appropriate sufficient money from the general fund to make good any losses as a result of failure of the obligors to pay on the notes.

Sec. 4. This Act takes effect on the day after its passage and approval or on the day it becomes law without such approval.

Approved February 17, 1964

CHAPTER 5

AN ACT

Raising the number of members of the state parole board to five and providing that three members shall constitute a quorum.

(H.B. 209)

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

Section 1. AS 33.15.010 is amended to read:

Sec. 33.15.010. **State Board of Parole.** There is in the department a board of parole to consist of five members to be appointed by the governor. One of the members shall be an official in the department with training in the field of probation and parole, who is chairman of the board. The term of each of the four members of the board, other than the chairman, is four years and until his successor is appointed and qualifies. Successors are appointed in the same manner as provided for the board members first appointed. A vacancy shall be for the unexpired term.

Sec. 2. AS 33.15.100 is amended to read:

Sec. 33.15.100. **Adoption of Rules and Holding of Meetings.** The board shall adopt rules which it considers necessary or proper with respect to the eligibility of prisoners for parole, the conduct of parole hearings, and conditions of release to be imposed on parolees. The board shall meet as often as it finds necessary, but it shall meet at least twice each year. Three members constitute a quorum for the conduct of business.

Sec. 3. AS 33.15.130(a) is amended to read:

(a) If three members of the board are present at a meeting, all decisions of the board shall receive not less than two affirmative votes. If more than three members are present at the meeting, all decisions shall receive not less than three affirmative votes.

Approved February 18, 1964