

any political party shall be placed upon the official ballot provided for the General Election, followed by the designation of the political party by which nominated, and

In addition to the name of the candidates nominated at such primary election the names of such other candidates as have filed nomination papers, as is now or may hereafter be required by law, shall also be placed on the official ballot provided for the general election; provided, that all such nominations must be filed on or prior to the date of the primary election.

Approved March 14, 1947.

CHAPTER 27

AN ACT

[S. B. 19]

Providing procedure for establishing proof of the necessary qualifications of all candidates for the Legislature, the delegateship to Congress and other Territorial offices; requiring candidates to make and file oaths of their qualifications; imposing duties upon the Territorial Canvassing Board in respect to such oaths; imposing the duty upon the Attorney General to enforce the act; and, upon his failure to do so, authorizing others to institute and maintain actions against candidates who violate the act; and prescribing criminal and civil penalties for violation of the act.

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

Section 1. That all candidates for the legislature, for the delegateship to Congress, and for all other Territorial offices shall, on or before twenty-five (25) days immediately preceding each election, whether general, primary,

Candidates to
file oaths.

Form of oath.

or special, file with the Territorial Canvassing Board in Juneau, Alaska, a written oath in which shall be set forth the candidate's name, sex, age (or a statement that the candidate is of age required by law now in effect or which may hereafter be passed for the respective office), length and place or places of residence in the Judicial Division in which the candidate then resides showing the period which the candidate claims to have resided continuously last past in that Judicial Division, (but the oaths of candidates for the Delegateship and Territorial offices other than legislators shall show the period which covers their respective last past continuous residence in Alaska,) and such other facts as are now or hereafter prescribed as necessary qualifications for the holding of an election to the office which the candidate seeks. The oath herein prescribed shall be considered filed with the Territorial Canvassing Board when placed in the United States mails addressed to the Territorial Canvassing Board in Juneau, Alaska, with postage prepaid.

Oath to be acknowledged.

Section 2. Such oath shall be either sworn to or affirmed by the candidate before a Notary Public or other officer authorized to take acknowledgements or jurats.

Penalty for perjury.

Section 3. The false willful swearing to or affirming of any such oath shall constitute perjury, and upon the conviction thereof shall be punishable by imprisonment in either the Federal jail or the Federal penitentiary for a period of not less than thirty (30) days or more than one (1) year or by fine of not less than One Hundred (\$100.00) Dollars or more than One Thousand (\$1,000.00) Dollars, or by both such imprisonment and fine.

Canvassing Board to notify candidates.

Section 4. The Territorial Canvassing Board on or before forty (40) days immediately preceding the date of the holding of each election, whether general, primary, or special, shall mail, postage prepaid and airmail if airmail is most expeditious, to each candidate for the legislature, the delegateship, and other Territorial offices at such

election a printed statement containing the then prescribed qualifications of candidates for the office to which such candidate seeks to be elected at such election, a copy of this act or a succinct summary thereof, and a printed form of oath for use by the candidate in complying with the terms of this Act; provided, however, neither the failure of the Territorial Canvassing Board to mail to such candidate, nor the failure of such candidate for any cause whatsoever to receive, such statement, copy of this act, and form of oath, or either of them, shall relieve or excuse such candidate from filing the aforesaid oath or from otherwise complying with this act.

Section 5. That, in addition to punishment for perjury, any candidate who willfully falsely swears to or affirms any such oath shall forfeit the office, if any, to which he is elected, as well as all emoluments, perquisites, and compensations thereof either received or which he would otherwise be entitled to receive; and, unless such candidate files said written oath as aforesaid with the Territorial Canvassing Board on or before twenty-five (25) days preceding such election as aforesaid, such candidate's name shall not appear upon any ballot at such election; furthermore, the Territorial Canvassing Board shall immediately order and take such necessary action as to cause such candidate's name to be stricken from all ballots at such elections, and no votes cast at such election for such candidate shall be counted but on the contrary all such votes shall be discarded and ignored; and each candidate, who either willfully made such false oath or who did not at the date of the election to which he was elected to such office have the necessary qualifications now or hereafter prescribed for such office shall be immediately unseated notwithstanding he may have already taken such office.

Candidate's
name to be
stricken from
ballot.

Section 6. That the duty is hereby imposed on the Attorney General of the Territory to enforce the pro-

Attorney General
to enforce.

visions of this Act; but, if for any cause he should not take action within ten (10) days after written demand is made upon him by any qualified elector, then such elector may bring in the District Court of the Territory of Alaska either of the First Judicial Division or of the Judicial Division in which said candidate was elected, an action to oust said candidate; that the candidate shall appear and answer the complaint in such action within five (5) days after it is served upon the candidate, and the trial of such action shall have preference over all other civil actions and shall be heard without unnecessary delay.

Passed by the House Mar. 7, 1947.

Passed by the Senate Feb. 20, 1947.

CHAPTER 28

AN ACT

[S. B. 31]

To create a Commission to administer compilation of Alaska laws, to define its powers and duties; making an appropriation.

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

Membership of
Commission.

Section 1. There is hereby created the Alaska Law Compilation Commission, to be composed of three members named and selected as follows: The Attorney General shall be the Chairman thereof; the Auditor of the Territory shall be the Secretary thereof; the other member shall be an attorney at law, who has been in law practice in the Territory of Alaska for at least ten years, and residing in the Territory, said third member to be selected by the other members of the Commission named therein.

Section 2. (a) It is the intent and purpose of this Act that the said Commission compile, or cause to be