

under a franchise as of that date.

Sec. 42.05.195. Transfer of Certificate. A certificate may be sold, assigned, leased, transferred, or inherited subject to approval of the commission.

Sec. 42.05.196. Power of Commission to Grant Certificate. The commission shall have the power after hearing, upon reasonable notice to interested parties, to grant a certificate to provide service in an area already served by a certificate holder only when the existing public utility or utilities serving the area are not providing and will not provide service to the satisfaction of the commission. In all other cases, the commission with or without hearing may issue a certificate as requested or for good cause shown deny the same in whole or part.

Sec. 2. AS 42.05.640(2) is amended to read:

(2) "public utility" or "utility" includes every corporation, whether pub-

lic, cooperative, or otherwise, company, individual, or association of individuals, their lessees, trustees, or receivers appointed by a court, that owns, operates, manages, or controls any plant or system for the generation, transmission, or distribution of electric energy and power, for the furnishing of telephone or telegraph communications, 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 facilities used for any of the foregoing purposes; this chapter does not apply to a person who furnishes water or oil or other petroleum products by tank, wagon, or similar conveyance, nor to a municipally owned and operated utility; this chapter does not apply to a pipeline, plant, system, or equipment used primarily for gathering, collecting, transporting, or shipping crude oil, natural gas, condensate, or other petroleum substance or product produced by or belonging to the owner, operator, or manager of the plant, system, or equipment;

Approved April 20, 1963

CHAPTER 96

AN ACT

Exempting fishermen from payment of certain license fees.

(H.B. 21)

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

Section 1. AS 16.05 is amended by adding a new section to read:

Sec. 16.05.660. License Exemption. A person may, by complying with the 25-cent license requirement of sec. 340 of this chapter, take not more than 2,000 pounds each of tom cod, blue cod, smelt, pickerel, white fish, and spider crab a year from waters of the state.

Sec. 2. AS 16.05.680 is amended to read:

Sec. 16.05.680. Unlawful Purchases. It is unlawful for a person, his agent, or his representative (1) to have in his employ a fisherman who is not licensed under sec. 480 of this chapter, or (2) to purchase fish from a fisherman who is not so licensed if the fisherman is not exempt under sec. 660 of this chapter from the license requirement of sec. 480 with regard to the employment or purchase.

Became law without signature
April 26, 1963

CHAPTER 97

Relating to the Alaska Centennial; creating a Centennial Commission and prescribing

its duties; granting powers and duties to the Department of Economic Development and Planning; and providing for an effective date.

(C.S.S.B. 164)

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

Section 1. Creation of Centennial Commission. There is created in the Department of Economic Development and Planning the Alaska State Centennial Commission.

Sec. 2. Composition and Term of Office. The commission shall consist of 16 members to be appointed by the governor within 30 days after the effective date of this Act. Members of the commission serve during its existence unless removed by the governor for good cause. A vacancy shall be filled by appointment by the governor.

Sec. 3. Compensation and Per Diem. Members of the commission shall serve without compensation, but they shall receive the same travel pay and per diem as state officials and employees.

Sec. 4. Executive Committee. The commission shall meet within 60 days after the effective date of this Act and, upon the call of the governor, shall select an executive committee of five of the members of the commission. The executive committee shall be composed of one member from each judicial district and one member at large and shall serve at the pleasure of the commission. Members of the executive committee are entitled to reimbursement for actual and reasonable expenses incurred in the discharge of their duties.

Sec. 5. Chairman. The executive committee shall select a chairman from the membership of the committee and he shall also be the chairman of the commission.

Sec. 6. Quorum. A majority of the commission constitutes a quorum for the transaction of business of the commission, and a majority of the executive committee constitutes a quorum for the transaction of business of the executive committee.

Sec. 7. Executive Director. The commissioner of economic development and planning may appoint an executive director of the commission, prescribe his duties, and fix his compensation. If an executive director is employed, he shall be in the partially exempt service under AS 39.25.120.

Sec. 8. Duties of Commission. The commission shall

(1) advise the governor and the Department of Economic Development and Planning on all activities leading up to and relating to the 1967 Alaska Centennial;

(2) cooperate with the Department of Economic Development and Planning in seeking the assistance and cooperation of the United States government, political subdivisions, communities, foreign governments, and all historical, pioneer, and patriotic bodies and societies participating in celebrations and exhibits leading up to and relating to the 1967 Alaska Centennial.

Sec. 9. Duties of Executive Committee. The executive committee shall carry out any duty assigned to it by the commission and see that the purposes of this Act are carried out.

Sec. 10. Duties and Powers of the Department of Economic Development and Planning. (a) The Department of Economic Development and Planning shall, after consultation with the commission and the concurrence of the governor,

(1) plan and administer all official state activities leading up to and relating to the 1967 Alaska Centennial;

(2) make an annual report of its activities to the governor on December 31 of each year, including an accounting of the funds received and expended or committed.

(b) The Department of Economic Development and Planning, after consultation with the commission and the concurrence of the governor, shall have the power to

(1) receive and dispose of gifts and donations and do all things consistent with law to insure the success of the centennial celebration;

(2) engage in joint projects with or make grants to any city or any organization to accomplish the purpose of this Act.

Sec. 11. Termination of Centennial Commission. All powers granted by this Act shall terminate on June 30, 1968, or

when the duties established by this Act are accomplished, whichever occurs first. A final report and accounting shall be made to the governor by the commission before its termination.

Sec. 12. This Act takes effect on the day after its passage and approval or on the day it becomes law without such approval.

Approved April 30, 1963

CHAPTER 98

AN ACT

Relating to requirements for admission to the Alaska Bar; and providing for an effective date.

(H.B. 233)

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

Section 1. AS 08.08.140 is amended to read:

Sec. 08.08.140. Out-of-State Attorneys.

An attorney in good standing in the bar of another state or territory or the District of Columbia which admits members of the Alaska Bar to the practice of law shall be admitted without examination and otherwise upon substantially the same terms and conditions as are fixed in the jurisdiction from which he has come for the admission of attorneys from this state. As a prerequisite to admission to the Alaska Bar, the board shall require an attorney to take and pass an examination, unless the appli-

cant (1) has passed a state bar examination, (2) has engaged in the active practice of law for at least five out of the previous six years before filing the application, excluding time spent in the military service of the United States, (3) is a graduate of a law school accredited by the American Bar Association, or is a graduate of any law school if he received his degree before 1950 and began his legal studies before 1940, or has been engaged in the active practice of the law for at least 10 years, and (4) meets the character requirements established by the board.

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 30, 1963

CHAPTER 99

AN ACT

Appropriating for the Alaska Centennial Commission; and providing for an effective date.

(H.B. 238)

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

Section 1. The sum of \$50,000 is appropriated from the general fund to the Department of Economic Development and Planning for the purposes of the Alaska

Centennial Commission created by CSSB No. 164, Third Legislature, First Session.

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 30, 1963