

#1

AMENDMENT

OFFERED IN THE HOUSE

BY REPRESENTATIVE JOSEPHSON

TO: HCS SB 131(L&C)

1 Page 1, line 2, following "firefighters":

2 Insert "; relating to the payment of workers' compensation benefits in the case of
3 permanent partial impairment; relating to the payment of workers' compensation death
4 benefits; and providing for an effective date"

5

6 Page 3, following line 6:

7 Insert new bill sections to read:

8 **** Sec. 3.** AS 23.30.190(a) is amended to read:

9 (a) In case of impairment partial in character but permanent in quality, and not
10 resulting in permanent total disability, the compensation is **\$273,000** [\$177,000]
11 multiplied by the employee's percentage of permanent impairment of the whole
12 person. The percentage of permanent impairment of the whole person is the
13 percentage of impairment to the particular body part, system, or function converted to
14 the percentage of impairment to the whole person as provided under (b) of this section.
15 The compensation is payable in a single lump sum, except as otherwise provided in
16 AS 23.30.041, but the compensation may not be discounted for any present value
17 considerations.

18 *** Sec. 4.** AS 23.30.215(a) is amended to read:

19 (a) If the injury causes death, the compensation is known as a death benefit
20 and is payable in the following amounts to or for the benefit of the following persons:

21 (1) reasonable and necessary funeral expenses not exceeding **\$12,000**
22 [\$10,000];

23 (2) if there is a widow or widower or a child or children of the

1 deceased, the following percentages of the spendable weekly wages of the deceased:

2 (A) 80 percent for the widow or widower with no children;

3 (B) 50 percent for the widow or widower with one child and 40
4 percent for the child;

5 (C) 30 percent for the widow or widower with two or more
6 children and 70 percent divided equally among the children;

7 (D) 100 percent for an only child when there is no widow or
8 widower;

9 (E) 100 percent, divided equally, if there are two or more
10 children and no widow or widower;

11 (3) if the widow or widower remarries, the widow or widower is
12 entitled to be paid in one sum an amount equal to the compensation to which the
13 widow or widower would otherwise be entitled in the two years commencing on the
14 date of remarriage as full and final settlement of all sums due the widow or widower;

15 (4) if there is no widow or widower or child or children, then for the
16 support of father, mother, grandchildren, brothers, and sisters, if dependent on
17 [UPON] the deceased at the time of injury, 42 percent of the spendable weekly wage
18 of the deceased to such beneficiaries, share and share alike, not to exceed \$150,000
19 [\$20,000] in the aggregate;

20 (5) \$8,000 [\$5,000] to a surviving widow or widower, or equally
21 divided among surviving children of the deceased if there is no widow or widower.

22 * **Sec. 5.** AS 23.30.215 is amended by adding a new subsection to read:

23 (j) A death benefit payable to a child under (a)(2)(D) or (E) of this section
24 continues until the child reaches 23 years of age, unless extended under
25 AS 23.30.395(8)."

26
27 Renumber the following bill section accordingly.

28
29 Page 3, lines 9 - 10:

30 Delete all material and insert:

31 "APPLICABILITY. AS 23.30.121(b), as amended by sec. 1 of this Act, and

1 AS 23.20.121(f), as amended by sec. 2 of this Act, apply to claims made on or after the
2 effective date of secs. 1 and 2 of this Act."

3

4 Page 3, following line 10:

5 Insert a new bill section to read:

6 **"* Sec. 7. This Act takes effect January 1, 2023."**

LEGAL SERVICES

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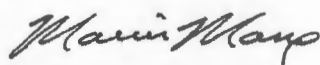
State Capitol
Juneau, Alaska 99801-1182
Deliveries to: 129 6th St., Rm. 329

MEMORANDUM

April 29, 2022

SUBJECT: Title change
(HCS SB 131(L&C); Work Order No. 32-LS0598\G.1)

TO: Representative Andy Josephson
Attn: Elise Sorum-Birk

FROM: Marie Marx 
Legislative Counsel

The amendment you requested is attached. This amendment requires a change to the title. Because the bill is in the second body, if the amendment is adopted, the bill would require a title change resolution. Also, because the personal bill deadline has passed, the title change resolution must be sponsored by a committee. If you would like us to draft a title change resolution, please let us know.

Please let me know if I may be of further assistance.

MYM:boo
22-110.boo

Attachment

AMENDMENT #2

OFFERED IN THE HOUSE

BY REPRESENTATIVE ORTIZ

TO: HCS SB 131(L&C)

1 Page 1, line 2, following "firefighters":

2 Insert "; relating to occupational diseases; and relating to the fishermen's fund"

3

4 Page 3, following line 6:

5 Insert a new bill section to read:

6 "* Sec. 3. AS 23.35.150(5) is amended to read:

7 (5) "occupational disease" means hernia; varicose veins of the leg; the
8 respiratory diseases, novel coronavirus disease (COVID-19), bronchitis, pleurisy,
9 and pneumonia caused by or aggravated by the fishing endeavor, but excluding the
10 common cold and influenza; rheumatism, arthritis, and those musculoskeletal diseases
11 (such as bursitis, traumatic sciatica, and tenosynovitis) directly caused by or
12 aggravated by the fishing endeavor; and does not include a disease not common to
13 both sexes, venereal disease, or a condition arising out of an attempt of a fisherman to
14 injure self or another."

15

16 Renumber the following bill section accordingly.

17

18 Page 3, line 9:

19 Delete "AS 23.30.121(b) and (f), as amended by this Act, apply"

20 Insert "This Act applies"

CONCEPTUAL AMENDMENT #1

BY REPRESENTATIVE LEBON

TO: HCS SB 131(L&C)

- 1 Page 1, line 13
- 2 Delete "skin cancer [MALIGNANT MELANOMA];"
- 3 Insert "malignant melanoma;"
- 4
- 5 Page 2, line 4
- 6 Add "and"
- 7
- 8 Page 2, lines 6-12
- 9 Delete all material