

**Relating to employer reports of employment security data; and providing for an effective date.**

(H.B. 177)

**Be It Enacted by the Legislature of the State of Alaska:**

Section 1. AS 23.20.125 is repealed.

Sec. 2. This Act shall be retroactive to January 1, 1965.

Sec. 3. This Act takes effect on the day after its passage and approval or on the day it becomes law without such approval.

Approved April 14, 1965

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## CHAPTER 75

### AN ACT

**Providing for determination of the average weekly wage of injured employees under the Alaska Workmen's Compensation Act; and providing for an effective date.**

(H.B. 200)

**Be It Enacted by the Legislature of the State of Alaska:**

Section 1. AS 23.30.220 is repealed and re-enacted to read:

Sec. 23.30.220. **Determination of Average Weekly Wage.** Except as otherwise provided in this chapter, the average weekly wage of the injured employee at the time of the injury is the basis for computing compensation, and is determined as follows:

(1) if at the time of the injury the employee has been employed in the same or similar employment for 27 weeks immediately before the injury, the average weekly wage is the weekly wage at the time of the injury;

(2) if at the time of the injury the employee has been employed in the same or similar employment for less than 27 weeks immediately before the injury, the average weekly wage is that most favorable to the employee calcu-

lated by dividing 52 into the total wages earned, including self-employment, in any one of the three calendar years immediately preceding the injury;

(3) if the board determines that the wage at the time of the injury cannot be fairly calculated under (2) of this section, or cannot otherwise be ascertained without undue hardship to the employee, the wage for calculating compensation shall be the usual wage for similar service rendered by paid employees under similar circumstances, as determined by the board;

(4) if an employee is a minor or an apprentice, or a trainee, as determined by the board, when injured, and under normal conditions his wages would increase during the period of disability, this fact shall be considered in computing his average weekly wage.

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 14, 1965

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## CHAPTER 76

### AN ACT

**Relating to the organization and composition of the Alaska Workmen's Compensation Board; and providing for an effective date.**

(H.B. 213)

Approved April 14, 1965