



# LAWS OF ALASKA

1982

**Source**

CCSSB 552

**Chapter No.**

115

## AN ACT

Relating to unemployment insurance and exempting certain child care workers from the Alaska Wage and Hour Act; and providing for an effective date.

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**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

THE ACT FOLLOWS ON PAGE 1, LINE 10

UNDERLINED MATERIAL INDICATES TEXT THAT IS BEING ADDED TO THE LAW AND BRACKETED MATERIAL IN CAPITAL LETTERS INDICATES DELETIONS FROM THE LAW; COMPLETELY NEW TEXT OR MATERIAL REPEALED AND RE-ENACTED IS IDENTIFIED IN THE INTRODUCTORY LINE OF EACH BILL SECTION.

Approved by the Governor: June 24, 1982  
Actual Effective Date: Sections 1, 4 - 7, 10 - 17, and 27 - 33 take effect June 25, 1982; sections 2, 3, 8, and 34 take effect January 1, 1983; and sections 9 and 18 - 26 take effect September 26, 1982.

AN ACT

Relating to unemployment insurance and exempting certain child care workers from the Alaska Wage and Hour Act; and providing for an effective date.

\* Section 1. AS 23.10.055 is amended by adding a new paragraph to read:

(12) employment by a nonprofit educational or child care facility to serve as a parent of children while the children are in residence at the facility if the employment requires residence at the facility and is compensated on a cash basis exclusive of room and board at an annual rate of not less than

(A) \$10,000 for an unmarried person; or

(B) \$15,000 for a married couple.

\* Sec. 2. AS 23.20.110 is amended by adding new subsections to read:

(f) On request of the United States Department of Agriculture or an agency of this or another state that administers the food stamp program established by 7 U.S.C. secs. 2011 - 2026, if that agency has agreed that information provided by the department will be used only to determine an individual's eligibility for food stamp benefits or the amount of the benefits, the department shall provide, for each individual named by the requesting agency, any of the following information contained in the records of the department:

(1) wage and employer information;

(2) the information specified in (c) of this section; and

(3) the amount of unemployment compensation, if any, to be

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1 received.

2 (g) The requirements of this section concerning the confidential-  
3 ity of information obtained in the course of administering this chapter  
4 apply to officers and employees of a state or federal agency to whom the  
5 department provides information as authorized by this section.

6 \* Sec. 3. AS 23.20.115 is amended to read:

7 Sec. 23.20.115. UNAUTHORIZED DISCLOSURE OF INFORMATION. A member  
8 of the department, an employee of the department, [OR] an agent of the  
9 department , or an officer or employee of a state or federal agency that  
10 has been provided with information by the department who, in violation  
11 of AS 23.20.110, makes a disclosure of information obtained from an  
12 employing unit or from an individual in the administration of this  
13 chapter, or a person who has obtained a list of applicants for work or  
14 of claimants or recipients of benefits under this chapter and who uses  
15 or permits the use of the list for a purpose not authorized by AS 23.-  
16 20.110 is guilty of a class B misdemeanor.

17 \* Sec. 4. AS 23.20.165(e) is amended to read:

18 (e) An employer shall maintain a record of the amount deducted  
19 from the wages of each employee and shall furnish a statement of the  
20 deductions to each employee at the times and in the manner the depart-  
21 ment prescribes by regulation. No deduction may be made from those  
22 wages paid to an employee during a calendar year which are in excess of  
23 the wages subject to contributions under AS 23.20.175. If an employee  
24 in the employ of two or more employers earns wages in one calendar year  
25 totaling more than the wages subject to contributions or if an employer  
26 through error makes a deduction and erroneously pays contributions [OR  
27 INTEREST] on wages of an employee in excess of the wages subject to  
28 contributions during a calendar year, the amount of deductions in excess  
29 of those required by this chapter [MAY BE REQUESTED BY THE EMPLOYEE.

EMPLOYEE DEDUCTIONS IN EXCESS OF THE WAGES SUBJECT TO CONTRIBUTIONS] shall be refunded to the employee by the department upon application for them in accordance with regulations adopted by the department. Application must be made during the calendar year after the calendar year in which the deductions are made.

\* Sec. 5. AS 23.20.290(c) is amended to read:

(c) Beginning January 1, 1981, the rate of contributions for each employer is 82 percent of the average benefit cost rate multiplied by the employer's experience factor set out in column C of the table in this subsection opposite his applicable rate class set out in column A plus the fund solvency contribution required under (f) of this section. However, the rate of contributions for an employer may not be less than one percent or more than six and one-half percent. The rate of contributions for an employer must be rounded to the nearest one-hundredth of one percent.

COLUMN A Rate Class	COLUMN B Cumulative Ratable Payroll		COLUMN C Experience Factor
	at least	but less than	
	(percent)	(percent)	
1	5		.40
2	5	10	.45
3	10	15	.50
4	15	20	.55
5	20	25	.60
6	25	30	.65
7	30	35	.70
8	35	40	.80
9	40	45	.90

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1	10	45	50	1.00
2	11	50	55	1.00
3	12	55	60	1.10
4	13	60	65	1.20
5	14	65	70	1.30
6	15	70	75	1.35
7	16	75	80	1.40
8	17	80	85	1.45
9	18	85	90	1.50
10	19	90	95	1.55
11	20	95	[100]	1.60

12 \* Sec. 6. AS 23.20.340(d) is amended to read:

13 (d) Unless the claimant is determined to be disqualified for  
14 benefits under AS 23.20.360, 23.20.362, 23.20.375, 23.20.378 - 23.20.-  
15 387, or 23.20.505, benefits shall be promptly paid in accordance with  
16 the initial determination or subsequent redetermination.

17 \* Sec. 7. AS 23.20.340(f) is amended to read:

18 (f) If a determination of disqualification under AS 23.20.360, 23.-  
19 20.362, 23.20.375, 23.20.378 - 23.20.387, or 23.20.505 is made, the  
20 claimant shall be promptly notified of the determination and the reasons  
21 for it. The claimant and other interested parties as defined by regula-  
22 tions of the department may appeal the determination in the same manner  
23 prescribed in this chapter for appeals of initial determinations and  
24 redeterminations. Benefits may not be paid while a determination is  
25 being appealed for any week for which the determination of disqualifica-  
26 tion was made. However, if a decision on the appeal allows benefits to  
27 the claimant, those benefits must be paid promptly.

28 \* Sec. 8. AS 23.20.350(d) is repealed and reenacted to read:

29 (d) An individual who is eligible under (a) of this section is

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entitled to receive the weekly benefit amount set out in column (B) of the table in this subsection which is opposite the amount set out in column (A) of the individual's base period wages determined under (c) of this section:

(A)		(B)
Base Period Wages		Weekly Benefit Amount
At least	But less than	
0	1,000	\$ 0
1,000	1,250	34
1,250	1,500	36
1,500	1,750	38
1,750	2,000	40
2,000	2,250	42
2,250	2,500	44
2,500	2,750	46
2,750	3,000	48
3,000	3,250	50
3,250	3,500	52
3,500	3,750	54
3,750	4,000	56
4,000	4,250	58
4,250	4,500	60
4,500	4,750	62
4,750	5,000	64
5,000	5,250	66
5,250	5,500	68
5,500	5,750	70
5,750	6,000	72
6,000	6,250	74

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1	6,250	6,500	76
2	6,500	6,750	78
3	6,750	7,000	80
4	7,000	7,250	82
5	7,250	7,500	84
6	7,500	7,750	86
7	7,750	8,000	88
8	8,000	8,250	90
9	8,250	8,500	92
10	8,500	8,750	94
11	8,750	9,000	96
12	9,000	9,250	98
13	9,250	9,500	100
14	9,500	9,750	102
15	9,750	10,000	104
16	10,000	10,250	106
17	10,250	10,500	108
18	10,500	10,750	110
19	10,750	11,000	112
20	11,000	11,250	114
21	11,250	11,500	116
22	11,500	11,750	118
23	11,750	12,000	120
24	12,000	12,250	122
25	12,250	12,500	124
26	12,500	12,750	126
27	12,750	13,000	128
28	13,000	13,250	130
29	13,250	13,500	132

1	13,500	13,750	134
2	13,750	14,000	136
3	14,000	14,250	138
4	14,250	14,500	140
5	14,500	14,750	142
6	14,750	15,000	144
7	15,000	15,200	146
8	15,200	15,400	148
9	15,400	15,600	150
10	15,600	15,800	152
11	15,800	16,000	154
12	16,000		156

13 \* Sec. 9. AS 23.20 is amended by adding a new section to read:

14 Sec. 23.20.353. SUPPLEMENTAL STATE BENEFITS. (a) An individual  
15 is eligible to receive supplemental state benefits for a week in which

16 (1) the individual is an "exhaustee" as defined in AS 23.20.-  
17 409(5);

18 (2) the individual has otherwise satisfied the requirements of  
19 this chapter for the receipt of regular benefits; and

20 (3) the individual is ineligible for extended benefits solely  
21 because of the provisions of AS 23.20.406(1).

22 (b) Supplemental state benefits are paid in the same amounts, for  
23 the same periods, and under the same conditions as extended benefits  
24 under AS 23.20.406(a) - (k) and AS 23.20.407 - 23.20.409.

25 \* Sec. 10. AS 23.20.360 is repealed and reenacted to read:

26 Sec. 23.20.360. EARNINGS DEDUCTED FROM WEEKLY BENEFIT AMOUNT. The  
27 amount of benefits, excluding the allowance for dependents, payable to  
28 an insured worker for a week of unemployment shall be reduced by 75 per-  
29 cent of the wages payable to the insured worker for that week that are in

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1 excess of \$50. However, the amount of benefits may not be reduced below  
2 zero. If the benefit is not a multiple of \$1, it is computed to the next  
3 higher multiple of \$1. If the benefit is zero, no allowance for depen-  
4 dents is payable.

5 \* Sec. 11. AS 23.20.375(a) is amended to read:

6 (a) An insured worker is entitled to receive waiting-week credit  
7 or benefits for a week of unemployment for which he has not been dis-  
8 qualified under AS 23.20.360, 23.20.362, 23.20.378 - 23.20.387, or  
9 23.20.505 if, in accordance with regulations adopted by the department,  
10 he has

11 (1) made an initial claim for benefits; and

12 (2) for that week, certified for waiting-week credit or made  
13 a claim for benefits.

14 \* Sec. 12. AS 23.20.378(a) is repealed and reenacted to read:

15 (a) An insured worker is entitled to receive waiting-week credit  
16 or benefits for a week of unemployment if for that week the insured  
17 worker is able to work and available for suitable work. An insured  
18 worker is not considered available for work unless registered for work in  
19 accordance with regulations adopted by the department. An insured worker  
20 may not be disqualified for failure to comply with this subsection if

21 (1) the insured worker is not available for work because

22 (A) the insured worker is ill or disabled;

23 (B) the insured worker is traveling to obtain medical  
24 services that are not available in the area in which the insured  
25 worker resides, or, if a physician determines it is necessary, the  
26 insured worker is accompanying a spouse or dependent who is travel-  
27 ing to obtain medical services;

28 (C) the insured worker resides in the state and is non-  
29 commercially hunting or fishing for personal survival or the sur-

vival of dependents; or

(D) the insured worker is serving as a prospective or impaneled juror in a court; and

(2) a condition described in (1)(A) - (C) of this subsection occurs during an uninterrupted period of unemployment immediately following a week for which the insured worker has filed a compensable claim, and work has not been offered that would have been suitable for the insured worker before the illness, disability, hunting, fishing or medical travel.

\* Sec. 13. AS 23.20.381 is amended by adding a new subsection to read:

(g) An individual may not receive benefits under this chapter in two successive benefit years unless

(1) the individual has performed services, whether or not in "employment" as defined in AS 23.20.525, after the beginning of the first benefit year; and

(2) the individual has earned wages for those services equal to at least eight times the individual's weekly benefit amount, excluding an allowance for dependents.

\* Sec. 14. AS 23.20.382 is amended to read:

Sec. 23.20.382. BENEFITS WHILE ATTENDING APPROVED VOCATIONAL TRAINING COURSE. (a) Benefits or waiting-week credit for any week shall not be denied an otherwise eligible individual because the individual is attending a vocational training or retraining course with the approval of the director of the employment security division or because, while attending the course, the individual is not available for work or refuses an offer of work.

(b) An otherwise eligible individual shall not be denied benefits or waiting-week credit for any week because

(1) the individual is in training approved under section 236-

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1 (a)(1) of the Trade Act of 1974;

2 (2) the individual left work that was not suitable employment  
3 to enter the training; or

4 (3) while attending the training, the individual is not avail-  
5 able for work, fails to seek work, or refuses work.

6 (c) For purposes of (b)(2) of this section, "suitable employment"  
7 means work that

8 (1) pays at least 80 percent of the individual's average  
9 weekly wage, as determined for the purposes of the Trade Act of 1974;  
10 and

11 (2) is at least equal in skill level to the individual's  
12 past adversely affected employment, as defined for purposes of the  
13 Trade Act of 1974.

14 \* Sec. 15. AS 23.20.383(b) is repealed and reenacted to read:

15 (b) This section does not apply if the department finds that

16 (1) the insured worker was not participating in or directly  
17 interested in the labor dispute that caused the insured worker's unem-  
18 ployment, and the insured worker did not belong to a grade or class of  
19 workers that, immediately before the commencement of the dispute, had  
20 members employed at the premises at which the labor dispute occurred who  
21 were participating in or directly interested in the labor dispute; or

22 (2) the labor dispute is caused by the failure or refusal of  
23 the employer to comply with an agreement or contract between the employer  
24 and the insured worker, or a state or federal law pertaining to hours,  
25 wages or other conditions of work.

26 \* Sec. 16. AS 23.20.390(e) is amended to read:

27 (e) An appeal from the determination of liability under this  
28 section may be made in the same manner and to the same extent as pro-  
29 vided by AS 23.20.340 and 23.20.410 - 23.20.470 for an appeal relating

1 to a determination in respect to a claim for benefits. If no appeal is  
2 taken to the appeal tribunal by the individual within 15 [10] days of  
3 the delivery of the notice of determination of liability, or within 15  
4 [10] days of the mailing of the notice of determination, whichever is  
5 earlier, the determination of liability is final and the court shall,  
6 upon application of the department, enter a judgment in the amount  
7 provided by the notice of determination. The judgment has the same  
8 effect as a judgment entered in a civil action.

9 \* Sec. 17. AS 23.20 is amended by adding a new section to read:

10 Sec. 23.20.392. DEDUCTIONS FROM BACK PAY AWARDS. An employer who  
11 makes a deduction from a back pay award to an insured worker because of  
12 the insured worker's receipt of benefits under this chapter for which the  
13 insured worker is ineligible by reason of the back pay award, shall pay  
14 into the unemployment trust fund an amount equal to the amount of the  
15 deduction. If an employer making a payment under this section has al-  
16 ready reimbursed the department for the benefits under AS 23.20.276 -  
17 23.20.277, the account of the employer shall be properly credited. The  
18 insured worker's liability under AS 23.20.390 shall be reduced by the  
19 amount paid by the employer under this section.

20 \* Sec. 18. AS 23.20 is amended by adding a new section to read:

21 Sec. 23.20.401. CHILD SUPPORT INTERCEPTION. (a) Notwithstanding  
22 any other provision of this chapter, an individual filing a new claim  
23 for unemployment compensation must disclose whether child support obliga-  
24 tions as defined in (g) of this section are owed by that individual. If  
25 the individual discloses that child support obligations are owed and the  
26 individual is determined to be eligible for unemployment compensation,  
27 the department shall notify the child support enforcement agency of the  
28 Alaska Department of Revenue that the individual has been determined to  
29 be eligible for unemployment compensation.

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1 (b) The department shall, unless the obligor and obligee agree  
2 otherwise, deduct and withhold from unemployment compensation payable to  
3 an individual who owes child support obligations as defined in (g) of  
4 this section

5 (1) the amount specified by the individual to the department  
6 to be deducted and withheld under this subsection, if neither (2) nor  
7 (3) of this subsection is applicable;

8 (2) the amount specified in an agreement submitted to the  
9 department under section 454(20)(B)(i) of the Social Security Act  
10 (42 U.S.C. sec. 654(20)(B)(i)) by the child support enforcement agency  
11 of the Alaska Department of Revenue, unless (3) of this subsection is  
12 applicable; or

13 (3) any amount required to be deducted and withheld through  
14 legal process, as defined in section 462(e) of the Social Security Act  
15 (42 U.S.C. sec. 662(e)), properly served upon the department.

16 (c) The department shall pay an amount deducted and withheld under  
17 (b) of this section to the child support enforcement agency of the  
18 Alaska Department of Revenue.

19 (d) An amount deducted and withheld under (b) of this section  
20 shall for all purposes be treated as if it were paid to the individual  
21 as unemployment compensation and paid by that individual to the child  
22 support enforcement agency of the Alaska Department of Revenue in satis-  
23 fication of the individual's child support obligations.

24 (e) In (a) - (d) of this section, "unemployment compensation"  
25 means compensation payable under this chapter, including amounts payable  
26 under an agreement under a federal law providing for compensation,  
27 assistance, or allowances with respect to unemployment.

28 (f) This section applies only if appropriate arrangements have  
29 been made for reimbursement by the child support enforcement agency of

1 the Alaska Department of Revenue for the administrative costs incurred  
2 by the department under this section.

3 (g) In this section, "child support obligations" includes only  
4 obligations that are being enforced under a plan described in section 454  
5 of the Social Security Act (42 U.S.C. sec. 654), which has been approved  
6 by the United States Secretary of Health and Human Services under Part D  
7 of Title IV of the Social Security Act.

8 \* Sec. 19. AS 23.20.406 is amended by adding a new subsection to read:

9 (1) Notwithstanding (a) and (b) of this section, an individual is  
10 not eligible for extended benefits unless, in the base period determined  
11 with respect to the individual's applicable benefit year, the individual  
12 has been paid, for employment covered by this chapter, total wages that  
13 equal or exceed 40 times the weekly benefit amount, including any allow-  
14 ance for dependents, which is payable to the individual during the indi-  
15 vidual's applicable benefit year.

16 \* Sec. 20. AS 23.20.407 is amended by adding a new subsection to read:

17 (c) Notwithstanding any other provision of this chapter, if the  
18 benefit year of an individual ends within an extended benefit period,  
19 the remaining balance of extended benefits that the individual would,  
20 but for this section, be entitled to receive in the extended benefit  
21 period, with respect to weeks of unemployment beginning after the end of  
22 the benefit year, shall be reduced by the number of weeks for which the  
23 individual received an amount as a trade readjustment allowance within  
24 the benefit year multiplied by the individual's weekly benefit amount  
25 for extended benefits. However, the extended benefits may not be reduced  
26 below zero.

27 \* Sec. 21. AS 23.20.408(a) is amended to read:

28 (a) When an extended benefit period is to become effective in this  
29 state as a result of a state [OR NATIONAL] "on" indicator, or an extend-

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1 ed benefit period is to be terminated in this state as a result of  
2 [EITHER] a state "off" indicator [OR A NATIONAL "OFF" INDICATOR], the  
3 department shall make an appropriate public announcement.

4 \* Sec. 22. AS 23.20.408(f) is amended to read:

5 (f) There is a state "on" indicator for a week if the rate of in-  
6 sured unemployment under this chapter for the period consisting of that  
7 week and the immediately preceding 12 weeks either:

8 (1) equaled or exceeded 120 percent of the average rate of  
9 insured unemployment for the corresponding 13-week period in each of the  
10 preceding two calendar years and equaled or exceeded five [FOUR] percent;  
11 or

12 (2) equaled or exceeded six [FIVE] percent.

13 \* Sec. 23. AS 23.20.408(g) is amended to read:

14 (g) There is a state "off" indicator for a week if, for that week  
15 and the immediately preceding 12 weeks, the rate of insured unemployment  
16 was either: (1) less than five [FOUR] percent; or (2) less than six  
17 [FIVE] percent and was less than 120 percent of the average of the rates  
18 of insured unemployment for the corresponding 13-week period in each of  
19 the preceding two calendar years.

20 \* Sec. 24. AS 23.20.408(h) is amended to read:

21 (h) In (f) and (g) of this section, "rate of insured unemployment"  
22 means the percentage derived by dividing (1) the average weekly number  
23 of individuals filing claims for regular compensation in this state for  
24 weeks of unemployment with respect to the most recent 13 consecutive  
25 week period, as determined by the department on the basis of its reports  
26 to the United States Secretary of Labor, by (2) the average monthly  
27 employment covered under this chapter for the first four of the most  
28 recent six completed calendar quarters ending before the close of that  
29 13-week period. Computations required by this subsection shall be made

1 by the department in accordance with regulations prescribed by the  
2 United States Secretary of Labor.

3 \* Sec. 25. AS 23.20.409(1) is amended to read:

4 (1) "extended benefit period" means a period which

5 (A) begins with the third week after [WHICHEVER OF THE  
6 FOLLOWING WEEKS OCCURS FIRST:

7 (i) A WEEK FOR WHICH THERE IS A NATIONAL "ON"  
8 INDICATOR, OR

9 (ii)] a week for which there is a state "on" in-  
10 dicator; and

11 (B) ends with either of the following weeks, whichever  
12 occurs later:

13 (i) the third week after the first week for which  
14 there is [BOTH A NATIONAL "OFF" INDICATOR AND] a state "off"  
15 indicator; or

16 (ii) the 13th consecutive week of that period;

17 \* Sec. 26. AS 23.20.409 is amended by adding a new paragraph to read:

18 (6) "applicable benefit year" means, with respect to an  
19 individual, the current benefit year if, at the time an initial claim  
20 for extended benefits is filed, the individual has an unexpired benefit  
21 year only in the state against which the claim is filed, or, in any  
22 other case, the individual's most recent benefit year; the most recent  
23 benefit year, for an individual who has unexpired benefit years in more  
24 than one state when the initial claim for extended benefits is filed, is  
25 the benefit year with the latest ending date or, if the benefit years  
26 have the same ending date, the benefit year in which the latest contin-  
27 ued claim for regular compensation was filed; no extended benefits are  
28 payable under this section unless the "applicable benefit year" was a  
29 benefit year established under this chapter.

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1 \* Sec. 27. AS 23.20.505(a) is amended to read:

2 (a) An individual is considered "unemployed" in a week during which  
3 the individual performs no services and for which no wages are [REMUNERA-  
4 TION IS] payable to the individual, or in a week of less than full-time  
5 work if the wages [REMUNERATION] payable to the individual for the week  
6 are less [IS NOT MORE] than one and one-third times the individual's  
7 weekly benefit amount, excluding the allowance for dependents, plus \$50.

8 \* Sec. 28. AS 23.20.520(24)(B) is amended to read:

9 (B) is legally authorized in the [THIS] state in which  
10 it is located to provide a program of education beyond high school;  
11 and

12 \* Sec. 29. AS 23.20.520(26) is amended to read:

13 (26) "vocational training or retraining course" means a  
14 course of vocational or technical training or retraining in schools or  
15 classes, including but not limited to, field or laboratory work and  
16 related remedial or academic instruction, which is conducted as a pro-  
17 gram designed to prepare individuals for [ENTRY LEVEL] employment in  
18 trades, skills or crafts; the term "vocational training or retraining  
19 course" does not include a program of instruction for an individual,  
20 including a transfer credit program of instruction given at a community  
21 college, which is intended as credit for a degree from an institution of  
22 higher education;

23 \* Sec. 30. AS 23.20.526(a) is amended by adding a new paragraph to read:

24 (21) service performed as a prospective or impaneled juror in  
25 a court.

26 \* Sec. 31. AS 23.20.530(a) is amended to read:

27 (a) In this chapter, [UNLESS THE CONTEXT OTHERWISE REQUIRES,]  
28 "wages" means all remuneration for service from whatever source, includ-  
29 ing, but not limited to, insured work, noninsured work, or self-employ-

1 ment; commissions, [AND] bonuses, back pay and the cash value of all  
2 remuneration in a medium other than cash shall be treated as wages;  
3 gratuities customarily received by an individual in the course of service  
4 from persons other than the individual's employing unit may be treated as  
5 wages received from [FOR] the employing unit only to the extent the indi-  
6 vidual reports the gratuities to the employing unit [; BACK PAY AWARDED  
7 UNDER A STATUTE OF THIS STATE OR THE UNITED STATES SHALL BE TREATED AS  
8 WAGES]. The reasonable cash value of remuneration in a medium other than  
9 cash, and the reasonable amount of gratuities, shall be estimated and  
10 determined in accordance with regulations prescribed by the department;  
11 notwithstanding AS 23.20.350(a), [FOR THE PURPOSES OF AN INITIAL DETER-  
12 MINATION ONLY,] back-pay awards shall be allocated to the weeks or  
13 quarters with respect to which the pay was earned. If the remuneration  
14 of an individual is not based upon a fixed period [OF DURATION] of time  
15 or if the individual's wages are paid in irregular intervals or in a  
16 manner which does not extend regularly over the period of employment,  
17 [FOR THE PURPOSE OF AN INITIAL DETERMINATION ONLY,] the wages shall be  
18 allocated to weeks or quarters [QUARTER] in accordance with regulations  
19 prescribed by the department. The regulations shall, so far as possible,  
20 produce results reasonably similar to those which would prevail if the  
21 individual's wages were paid at regular intervals.

22 \* Sec. 32. AS 23.20.530(b) is amended by adding a new paragraph to read:

23 (13) compensation received for inactive service performed by a  
24 member of the Alaska National Guard or Naval Militia.

25 \* Sec. 33. AS 23.20.350(b), 23.20.408(d), 23.20.408(e), 23.20.505(b),  
26 23.20.505(c), 23.20.530(b)(11), and 23.20.530(b)(12) are repealed.

27 \* Sec. 34. Section 8 of this Act applies to insured workers who establish  
28 benefit years after December 31, 1982.

29 \* Sec. 35. Sections 2, 3, 8, and 34 of this Act take effect January 1,

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1 1983.

2 \* Sec. 36. Sections 9 and 18 - 26 of this Act take effect September 26,  
3 1982.

4 \* Sec. 37. Sections 1, 4 - 7, 10 - 17, and 27 - 33 of this Act take  
5 effect immediately in accordance with AS 01.10.070(c).

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