

**HOUSE BILL NO. 443**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - SECOND SESSION

BY THE HOUSE RULES COMMITTEE BY REQUEST OF THE LEGISLATIVE BUDGET AND  
AUDIT COMMITTEE

Introduced: 4/6/00

Referred: Labor and Commerce, Judiciary

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to workers' compensation; and providing for an effective date."

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

3 \* **Section 1.** AS 23.30.080 is amended by adding a new subsection to read:

4 (e) If an employer fails to insure or provide security as required by  
5 AS 23.30.075, the board shall require the employer to pay to the employee a penalty  
6 equal to 50 percent of the compensation due under this chapter.

7 \* **Sec. 2.** AS 23.30.155(o) is amended to read:

8 (o) **If** [THE BOARD SHALL PROMPTLY NOTIFY THE DIVISION OF  
9 INSURANCE IF] the board determines that the employer's insurer has frivolously or  
10 unfairly controverted compensation due under this chapter, **the board shall promptly**  
11 **notify the division of insurance and shall require the employer to pay the**  
12 **employee a penalty equal to 50 percent of the compensation due under this**  
13 **chapter.** After receiving notice from the board, the division of insurance shall  
14 determine if the insurer has committed an unfair claim settlement practice under  
15 AS 21.36.125.

**1** \* **Sec. 3.** This Act takes effect July 1, 2000.