

SENATE CS FOR CS FOR HOUSE BILL NO. 212(L&C)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SECOND LEGISLATURE - SECOND SESSION

BY THE SENATE LABOR AND COMMERCE COMMITTEE

Offered: 4/26/02

Referred: State Affairs, Judiciary

Sponsor(s): HOUSE LABOR AND COMMERCE COMMITTEE BY REQUEST

A BILL

FOR AN ACT ENTITLED

1 **"An Act requiring a subcontractor to obtain workers' compensation insurance covering**
2 **the subcontractor and the subcontractor's employees and establishing responsibility of a**
3 **contractor for obtaining workers' compensation coverage for the subcontractor and the**
4 **subcontractor's employees if the subcontractor fails to obtain workers' compensation**
5 **coverage; and providing for an effective date."**

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

7 *** Section 1.** AS 23.30.045(a) is amended to read:

8 (a) An employer is liable for and shall secure [THE] payment [TO
9 EMPLOYEES] of the compensation payable to employees under AS 23.30.041,
10 23.30.050, 23.30.095, 23.30.145, and 23.30.180 - 23.30.215. If the employer is a
11 subcontractor, the subcontractor shall secure payment of the compensation
12 payable to the subcontractor's employees, and the coverage must include
13 securing payment of the compensation payable to the subcontractor. If the

1 **subcontractor fails to secure payment of the compensation payable,** the contractor
2 is liable for and shall secure the payment of the compensation **payable** to **the**
3 **subcontractor and to** employees of the subcontractor [UNLESS THE
4 SUBCONTRACTOR SECURES THE PAYMENT].

5 * **Sec. 2.** This Act takes effect January 1, 2003.