

1 IN THE HOUSE

BY MR. BUCKALEW

2

HOUSE BILL NO. 78

3

IN THE LEGISLATURE OF THE TERRITORY OF ALASKA

4

TWENTY-THIRD SESSION

5

A BILL

6

For an Act entitled: "An Act reconstituting the Employment

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Security Commission; amending Secs. 301,

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302, 304, and 305 of Art. III, Ch. 5,

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ESLA 1955; and declaring an emergency."

10 BE IT ENACTED BY THE LEGISLATURE OF THE TERRITORY OF ALASKA:

11 Section 1. Sec. 301 of Art. III, Ch. 5, ESLA 1955, is hereby

12 amended to read as follows:

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Sec. 301. APPOINTMENT OF MEMBERS. There is hereby

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created a Commission to be known as the Alaska Employment

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Security Commission. The Commission shall consist of three

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FOUR members who shall be appointed by the Legislature

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GOVERNOR BY AND WITH THE CONSENT OF THE LEGISLATURE. in

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joint session of both Houses], AND A FIFTH MEMBER SHALL

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PROMPTLY BE APPOINTED BY A MAJORITY VOTE OF SAID FOUR MEMBERS

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WHEN A VACANCY EXISTS IN SAID FIFTH POSITION]. Members of

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the Commission shall be residents of the Territory of Alaska

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and citizens of the United States over the age of 21 years.

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The ~~three~~ FOUR members appointed by the Legislature

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GOVERNOR shall consist of one [TWO] who shall be a

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representative of labor [AND] one who shall be a rep-

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resentative of industry or management [.] and one who

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[THE FIFTH MEMBER TO BE APPOINTED BY THE COMMISSION] shall

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represent the public.

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Sec. 2. Sec. 302 of Art. III, Ch. 5, ESLA 1955, is hereby

1 amended to read as follows:

2 Sec. 302. ~~TERMS OF OFFICE.~~ Except as provided in this
3 section and in Section 303 herein, each member shall hold
4 office for a term of six [FOUR] years. The first members
5 of the Commission created by this Act shall be appointed by
6 the Legislature within five (5) days of approval of this Act,
7 or as soon as possible upon its becoming law without such
8 approval. The terms of office of the first members of the
9 Commission created by this Act shall expire as follows: The
10 term the Management member shall expire February 1, 1959; the term of
11 the labor member shall expire on February 1, 1961; and the
12 term of the member representing the public shall expire
13 February 1, 1963. [THE MEMBERS OF THE COMMISSION
14 AS OF JANUARY 1, 1955, SHALL CONSTITUTE THE FIRST MEMBERS OF
15 THE COMMISSION CREATED BY THIS ACT AND THEIR TERMS OF OFFICE
16 SHALL EXPIRE AS FOLLOWS: THE TERM OF ONE MANAGEMENT MEMBER
17 AND ONE LABOR MEMBER SHALL EXPIRE FEBRUARY 1, 1957; THE TERM
18 OF ONE LABOR MEMBER AND ONE MANAGEMENT MEMBER SHALL EXPIRE ON
19 FEBRUARY 1, 1959; PROVIDED THAT THE LONG AND SHORT TERMS OF
20 THE SAID FIRST LABOR AND MANAGEMENT MEMBERS RESPECTIVELY SHALL
21 BE DETERMINED BY THEM BY LOT AT THEIR FIRST MEETING AFTER THE
22 EFFECTIVE DATE OF THIS ACT.] The Governor, at any time,
23 after due notice and public hearing, may remove any member of
24 the Commission for neglect of duty, malfeasance in office, or
25 the commission of a crime involving moral turpitude.

26 Sec. 3. Sec. 304 of Art. III, Ch. 5, ESLA 1955, is hereby
27 amended to read as follows:

1 Sec. 304, CHAIRMAN; REIMBURSEMENT OF MEMBERS. One of
2 the members of the Commission shall be chosen by a majority
3 vote of all its members as chairman of the Commission. The
4 three [FIVE] members of the Commission shall receive com-
5 pensation at the rate of \$35.00 per day while in attendance
6 at official meetings of the Commission or while engaged in
7 necessary travel thereto and therefrom. In addition, members
8 of the Commission shall receive necessary travel expenses as
9 provided for by regulations adopted by the Commission and
10 approved by the Secretary of Labor or his designated repre-
11 sentatives. The Commission shall meet not less frequently
12 than once every sixty days.

13 Sec. 4. Sec. 305 of Art. III, Ch. 5, ESLA 1955, is hereby
14 amended to read as follows:

15 Sec. 305. QUORUM. A quorum shall consist of two or
16 three [, FOUR OR FIVE] members of the Commission [PROVIDED
17 THAT REPRESENTATIVES OF LABOR AND MANAGEMENT ARE PRESENT IN
18 EQUAL NUMBERS]. Decisions reached by the quorum shall be
19 considered the decisions of the Commission.

20 Sec. 5. CONTINUATION OF REGULATIONS, AGREEMENTS, ACCOUNTS,
21 ETC. All rules, regulations, procedures, policies, funds, con-
22 tracts, agreements, employee's positions, accounts, assets,
23 liabilities, and benefit conditions and amounts, whether vested
24 or contingent, established in any manner under the authority of
25 the Alaska Employment Security Law, are hereby continued, except
26 where inconsistent with the provisions of this Act.

27 Sec. 6. An emergency is hereby declared to exist, and this
28 Act shall take effect immediately upon its passage and approval,
29 or upon its becoming law without such approval.