

1 IN THE SENATE

BY RULES COMMITTEE  
BY REQUEST OF THE GOVERNOR

2 SENATE BILL NO. 91

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIRST LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act Entitled: "An Act relating to Employment Security;  
7 amending Articles II, III, V and VII of the  
8 Alaska Employment Security Act (Ch. 5, ESLA  
9 1955, as amended by Chapters 62, 75 and 169,  
10 SLA 1957); adding a new Article V (a) estab-  
11 lishing variable tax rates; repealing Sec.  
12 229 of Article II, Sec. 503 of Article V  
13 and subsection (h) of Sec. 741 of Article  
14 VII; and providing for an effective date."

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

16 Section 1. Sec. 213 of Article II, Ch. 5, ESLA 1955, is  
17 hereby amended to read as follows:

18 Sec. 213. "Employing unit" means any individual or type  
19 of organization, including the State government, any of its  
20 political subdivisions or instrumentalities, any partnership,  
21 association, trust, estate, joint trust company, insurance  
22 company or corporation, whether domestic or foreign, or the  
23 receiver, referee in bankruptcy, trustee, or successor of any  
24 of the foregoing, or the legal representative of a deceased  
25 person, which has, or subsequent to January 1, 1937 had one  
26 or more individuals performing service for it within this  
27 State [TERRITORY]. All individuals performing services within  
28 this State [TERRITORY] for any employing unit which maintains  
29 two or more separate establishments within this State

1        [TERRITORY] shall be deemed to be employed by a single employ-  
2        ing unit for all the purposes of this Act.

3        Sec. 2. Sec. 214 of Article II, Ch. 5, ESLA 1955, is hereby  
4        amended to read as follows:

5                Sec. 214. "Employment" means:

6                (a) Any service performed prior to January 1,  
7        1955, which was employment as defined in this section prior  
8        to such date, and subject to the other provisions of this  
9        section, service performed after December 31, 1954, by an  
10       individual for wages or by an officer of a corporation,  
11       including service in interstate commerce;

12               (b) Notwithstanding Section 215 all service per-  
13       formed after December 31, 1954, by an officer or member of  
14       the crew of an American vessel on or in connection with such  
15       vessel, if the operating office, from which the operations  
16       of such vessel operating on navigable waters within, or  
17       within and without, the United States are ordinarily and  
18       regularly supervised, managed, directed and controlled, is  
19       within this State [TERRITORY]; and

20               (c) Notwithstanding any other provisions of this  
21       Article, service with respect to which a tax is required to  
22       be paid under any Federal law imposing a tax against which  
23       credit may be taken for contributions required to be paid  
24       into a State unemployment fund.

25               (d) Service performed after January 1, 1960, by an  
26       individual for this State or any political subdivision there-  
27       of, or any instrumentality of any one or more of the foregoing  
28       which is wholly owned by this State or by one or more of its  
29       political subdivisions.

1           Sec. 3. Sec. 217 of Article II, Ch. 5, ESLA 1955, is hereby  
2 amended to read as follows:

3           Sec. 217. The term "employment" shall, during the ef-  
4 fective period of the election, include service covered by an  
5 election pursuant to Section 604 (a) and service covered by  
6 an election duly approved by the agency charged with the  
7 administration of any other state, Federal or foreign govern-  
8 ment employment security law, in accordance with an arrange-  
9 ment pursuant to Section 325.1 (a) of this Act during the  
10 effective period of such election [ , SERVICE COVERED BY AN  
11 ELECTION DULY APPROVED BY THE COMMISSION IN ACCORDANCE WITH  
12 AN ARRANGEMENT PURSUANT TO SECTION 325, AND SERVICE NOT  
13 OTHERWISE COVERED UNDER THIS ACT, PERFORMED ENTIRELY WITH-  
14 OUT THIS TERRITORY, WITH RESPECT TO NO PART OF WHICH CONTRI-  
15 BUTIONS ARE REQUIRED AND PAID UNDER THE UNEMPLOYMENT  
16 COMPENSATION LAW OF ANY OTHER STATE OR TERRITORY, IF THE  
17 INDIVIDUAL PERFORMING SUCH SERVICE IS A RESIDENT OF THIS  
18 TERRITORY AND THE COMMISSION APPROVES THE ELECTION FILED BY  
19 THE EMPLOYING UNIT FOR WHOM THE SERVICES ARE PERFORMED IN THE  
20 SAME MANNER AS FOR ELECTIONS FILED UNDER SECTION 604 ] .

21           Sec. 4. Sec. 229 of Article II, Ch. 5, ESLA 1955, as amended  
22 by Ch. 169, SLA 1957, is hereby repealed.

23           Sec. 5. Article II, Ch. 5, ESLA 1955, is hereby amended by  
24 adding a new section to read as follows:

25           Sec. 234.1 The term "employment" shall not include  
26 service performed on an unemployment work relief project  
27 undertaken by this State or any subdivision thereof.

28           Sec. 6. Article II, Ch. 5, ESLA 1955, is hereby amended by  
29 adding a new section to read as follows:

1           Sec. 249.1 SUPPLEMENTAL UNEMPLOYMENT BENEFITS. Notwith-  
2 standing the provisions of Sections 240 and 242, neither the  
3 term "remuneration" nor the term "wages" shall include the  
4 amount of any payment (including any amount paid by  
5 an employer into a fund to provide for any such payment) made  
6 to, or on behalf of, an employee under a plan or system estab-  
7 lished by an employer which makes provision for his employees  
8 generally, or for a class or group of his employees, for the  
9 purpose of supplementing unemployment benefits.

10       Sec. 7. Sec. 306 of Article III, Ch. 5, ESLA 1955, is hereby  
11 amended to read as follows:

12           Sec. 306. DUTIES AND POWERS OF THE COMMISSION. Subject  
13 to the provisions of Sec. 311 of this Article, the Commission  
14 shall appoint a Director whose duty it shall be to administer  
15 the provisions of this Act under such authority of the Com-  
16 mission as may be delegated to him by the Commission, with the  
17 exception that the Commission may not delegate the appellate  
18 powers conferred upon it by this Act, or the power to adopt,  
19 amend or rescind rules and regulations. The Commission shall  
20 prescribe the divisions, subdivisions and units of the organ-  
21 ization to be directed by the Director to carry out the  
22 purposes of this Act. It may require bond of any person  
23 handling money or signing checks. It shall have an official  
24 seal which shall be judicially noticed. Not later than the  
25 first day of January [~~OCTOBER~~] of each year, the Commission  
26 shall submit to the Governor a report covering the administra-  
27 tion and operation of this Act during the preceding fiscal  
28 year ended June 30 and shall make such recommendations for  
29 amendments to this Act as the Commission deems proper. Such

1 report shall include a balance sheet of the moneys in the  
2 fund in which there shall be provided, if possible, a reserve  
3 against the liability in future years to pay benefits. When-  
4 ever the Commission believes that a change in contribution  
5 or benefit rates will become necessary to protect the sol-  
6 vency of the fund, it shall promptly so inform the Governor  
7 and the Legislature, and make recommendations with respect  
8 thereto.

9 Sec. 8. Sec. 325 of Article III, Ch. 5, ESLA 1955, is hereby  
10 amended to read as follows:

11 Sec. 325. INTERSTATE ARRANGEMENTS. ARRANGEMENTS WITH  
12 STATES OR FEDERAL GOVERNMENT. The Commission is authorized  
13 to enter into arrangements whereby the facilities and services  
14 provided under this Act, and the facilities and services pro-  
15 vided under the employment security law of any other state  
16 may be utilized for the making of claims and the payment of  
17 benefits under this Act or under the employment security act  
18 of such state. THE COMMISSION IS HEREBY AUTHORIZED TO ENTER  
19 INTO ARRANGEMENTS WITH THE APPROPRIATE AGENCIES OF OTHER  
20 STATES OR THE FEDERAL GOVERNMENT WHEREBY INDIVIDUALS PERFORM-  
21 ING SERVICES IN THIS TERRITORY AND OTHER STATES FOR A SINGLE  
22 EMPLOYING UNIT UNDER CIRCUMSTANCES NOT SPECIFICALLY PROVIDED  
23 FOR IN SECTIONS 214 to 218 HEREIN, OR UNDER SIMILAR PROVI-  
24 SIONS IN THE UNEMPLOYMENT COMPENSATION LAWS OF SUCH OTHER  
25 STATES, SHALL BE DEEMED TO BE ENGAGED IN EMPLOYMENT PERFORMED  
26 ENTIRELY WITHIN THIS TERRITORY OR WITHIN ONE OF SUCH OTHER  
27 STATES AND WHEREBY POTENTIAL RIGHTS TO BENEFITS ACCUMULATED  
28 UNDER THE UNEMPLOYMENT COMPENSATION LAWS OF ONE OR MORE STATES  
29 OR UNDER SUCH A LAW OF THE FEDERAL GOVERNMENT, OR BOTH, MAY

1           CONSTITUTE THE BASIS FOR THE PAYMENT OF BENEFITS THROUGH A  
2           SINGLE APPROPRIATE AGENCY UNDER TERMS WHICH THE COMMISSION  
3           FINDS TO BE FAIR AND REASONABLE AS TO ALL AFFECTED INTERESTS  
4           AND WILL NOT RESULT IN ANY SUBSTANTIAL LOSS TO THE FUND.]

5           Sec. 9. Article III, Ch. 5, ESLA 1955, is hereby amended by  
6 adding a new section to read as follows:

7           N           Sec. 325.1 RECIPROCAL ARRANGEMENTS. (a) RECIPROCAL  
8           E           COVERAGE. The Commission is hereby authorized to enter into  
9           W           reciprocal arrangements with appropriate and duly authorized  
10          M           agencies of other states or of the Federal Government, or  
11          A           both, whereby, notwithstanding the provisions of Section 761:  
12          T  
13          T  
14          E  
15          R

16                   (1) Service performed by an individual for a  
17                   single employing unit for which service is customarily per-  
18                   formed by such individual in more than one state shall be  
19                   deemed to be service performed entirely within any one of the  
20                   states in which (A) any part of such individual's service is  
21                   performed, or (B) such individual has his residence, or (C)  
22                   the employing unit maintains a place of business: Provided,  
23                   that there is in effect, as to such service, an approved  
24                   election by an employing unit with the acquiescence of such  
25                   individual, pursuant to which service performed by such in-  
26                   dividual for such employing unit is deemed to be performed  
27                   entirely within such state; and

28                   (2) Service performed by not more than three  
29                   individuals, on any portion of a day but not necessarily  
30                   simultaneously, for a single employing unit which customarily  
31                   operates in more than one state shall be deemed to be service  
32                   performed entirely within the state in which such employing  
33                   unit maintains the headquarters of its business: Provided,

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1 N that there is in effect, as to such service, an approved  
2 E election by an employing unit with the affirmative consent of  
3 W each such individual, pursuant to which service performed by  
4 such individual for such employing unit is deemed to be per-  
5 formed entirely within such state.

6 N (b) COOPERATION WITH AGENCIES OF FOREIGN GOVERN-  
7 E MENTS. To the extent permissible under the laws and Consti-  
8 W tution of the United States, the Commission is authorized to  
9 M enter into arrangements of the character provided in this  
10 A section with the agency of a foreign government administering  
11 T an employment security law.  
12 E

13 R Sec. 10. Sec. 502 of Article V, Ch. 5, ESLA 1955, as amended  
14 by Ch. 169, SLA 1957, is hereby amended to read as follows:

15 Sec. 502. RATE OF CONTRIBUTIONS. Each employer shall  
16 pay contributions equal to 2.7 percent of all wages paid by  
17 him during the calendar year with respect to employment after  
18 December 31, 1958 [COMMENCING JANUARY 1, 1955 EXCEPT AS  
19 OTHERWISE PROVIDED IN SECTION 503]. Each individual perform-  
20 ing services in employment [FOR SUCH EMPLOYER, COMMENCING  
21 JANUARY 1, 1957,] after December 31, 1958, shall pay contri-  
22 butions equal to one half of one percent of all wages paid to  
23 him during the calendar year with respect to employment  
24 [UNTIL JULY 1, 1961]. Provided, however, that each employer  
25 shall pay contributions equal to 3.0 percent of all wages  
26 paid by him during the calendar year with respect to employ-  
27 ment after December 31, 1959, except as otherwise provided  
28 in Article V (a).

29 [IN THE PAYMENT OF ANY CONTRIBUTIONS A FRACTIONAL PART  
OF A CENT SHALL BE DISREGARDED UNLESS IT AMOUNTS TO ONE-HALF

1 CENT OR MORE, IN WHICH CASE IT SHALL BE INCREASED TO ONE  
2 CENT.]

3 Sec. 11. Sec. 503 of Article V, Ch. 5, ESLA 1955, as amended  
4 by Ch. 169, SLA 1957, is hereby repealed.

5 Sec. 12. Article V, Ch. 5, ESLA 1955 is hereby amended by  
6 adding a new section to read as follows:

7 Sec. 528. SERVICE OF PROCESS. Process for assessment  
8 and collection of contributions may be served both within and  
9 without this State, and in addition to any other method of  
10 service provided in this Act, service may be made by certified  
11 or registered mail.

12 Sec. 13. Article V, Ch. 5, ESLA 1955, is hereby amended by  
13 adding a new section to read as follows:

14 N Sec. 529. STATE PAYMENTS TO THE FUND. Notwithstanding  
15 E the provisions of Sections 501 through 527 of this Act, and  
16 W any amendments thereto, the State of Alaska, in lieu of  
17 M employer and employee contributions required by this Act,  
18 A shall pay to the Commission for the unemployment compensation  
19 T fund an amount equivalent to the amount of benefits paid out  
20 E to claimants who during the applicable base period were paid  
21 R wages by the State. If a claimant during such base period  
22 was employed by both the State and other employers subject to  
23 the provisions of this Act, the amount to be paid into the  
24 fund by the State, with respect to such claimant, shall be an  
25 amount equal to the additional cost of benefit payments made  
26 from the fund which would not have been incurred but for the  
27 inclusion of earnings from State employment in the individ-  
28 ual's determination of benefit rights. The amount of pay--  
29 ments required under this section to be made into the fund

1 N shall be ascertained by the Commission as soon as practicable  
2 E after the end of each calendar month and shall be payable  
3 W from the general fund of the State, except as provided here-  
4 M after. If a claimant to whom benefits were paid was paid  
5 A wages by the State during the base period from a special or  
6 T administrative fund provided by law, the payment to the Com-  
7 E mission for the unemployment compensation fund shall be made  
8 R from such special or administrative fund. If the base period  
9 wages of an individual include both wages for State employ-  
10 ment paid from the general fund of the State and wages for  
11 State employment paid from special or administrative funds,  
12 the amount to be paid into the unemployment compensation fund  
13 under this section with respect to the benefits paid such  
14 individuals shall be prorated among the State funds in pro-  
15 portion to the wages paid to such individual from each such  
16 fund during the base period. The payment by the State into  
17 the unemployment compensation fund shall be made at such times  
18 and in such manner as the Commission may prescribe by regula-  
19 tion.

20 Sec. 14. Ch. 5, ESLA 1955, is hereby amended by adding a new  
21 article to read as follows:

22 N ARTICLE V (a)

23 E EXPERIENCE RATING  
W

24 M Sec. 551. As used in this Article, the following terms  
25 A have the meaning ascribed to them.  
T

26 E Sec. 552. "Computation date" means June 30 of the year  
27 R immediately preceding the calendar year for which the contri-  
28 N bution rates are effective.  
E

29 W Sec. 553. "Payroll" means the amount of wages paid by

1 N an employer to individuals in its employ for service in  
2 E employment as defined in this Act; and the term "quarterly  
3 W payroll" means the amount paid during a calendar quarter.  
4 M "Ratable payroll" means the total payroll, for the four  
5 A quarters ending with the computation date, of all employers  
6 T eligible for a rate determination. For the purpose of deter-  
7 E mining the rate for a newly subject employer the definition  
8 R of employment in force at the time that he becomes subject  
9 shall apply to service performed for him prior to the date on  
10 which he becomes subject.

11 N Sec. 554. "Qualifying period" means the three-year per-  
12 E iod of twelve consecutive calendar quarters ending on the  
13 W computation date.

14 M Sec. 555. The standard rate of employer contributions  
15 A shall be the amount specified in Sec. 502. However, an  
16 T employer shall be eligible for a rate determination in accord-  
17 E ance with the provisions of this Article and the Commission's  
18 R regulations if during each year of the three-year qualifying  
19 period ending on the computation date he (as an employing  
20 unit or as an employer) has had individuals in his employ and  
21 has maintained payroll records of the remuneration paid to  
22 such individuals during each quarter of such year. Notwith-  
23 standing any other provisions of this Article, no employer  
24 shall be eligible for a rate determination pursuant to this  
25 Article if, with respect to any calendar quarter in a calendar  
26 year which precedes the computation date, he

27 R (a) has failed by the computation date to file any  
28 payroll or contribution report required by this Act; or

29 (b) has failed by the computation date to pay any

1 N contributions (exclusive of interest and penalties) required  
2 E by this Act.  
3 W

4 M Sec. 556. The Commission shall determine each eligible  
5 A employer's contribution rate by arraying such employer's  
6 T quarterly payrolls in chronological order beginning with the  
7 E first calendar quarter in the qualifying period and ending  
8 R with the last calendar quarter in the period. Whenever an  
9 employer's payroll in a calendar quarter is less than the  
10 payroll in the preceding quarter in the qualifying period,  
11 the quarterly decline quotient shall be computed to at least  
12 nine decimal places by dividing the amount of the decline by  
13 the amount of the payroll in the preceding calendar quarter.

14 N For the purpose of computing quarterly decline quotients,  
15 E the Commission may, by regulation, prescribe: (a) the manner  
16 W in which wages paid in the form of annual bonuses or other  
17 M lump-sum payments for service performed over a period of more  
18 A than three months shall be apportioned among the calendar  
19 T quarters of the calendar year in which such service was per-  
20 E formed; and (b) the method for making adjustments in quarterly  
21 R payrolls to eliminate the effect upon quarterly decline quot-  
22 ients resulting from unemployment which would not be compen-  
23 sable by reason of the labor-dispute provision of Section 741  
24 (i).

25 N Sec. 557. The Commission shall determine the sum of  
26 E each eligible employer's decline quotients during the qualify-  
27 W ing period, and the ratable payroll as of the computation  
28 M date. The Commission shall then array all eligible employers  
29 A in the order of the sum of their decline quotients beginning  
R with the smallest sum of decline quotients and shall determine,

1 N with respect to each employer in the array, the cumulative  
 2 E total payroll during the four consecutive quarters ending  
 3 W with the computation date of all employers who precede him on  
 4 M the list and the employer's own payroll for the same period.  
 5 A  
 6 T  
 7 T  
 8 E  
 9 R

The Commission shall segregate the arrayed employers into groups in accordance with cumulative total payroll and the employer's own payrolls. The limits of the groups shall be those set out in Column B of the table below. Each of such groups shall be identified by the rate class number in Column A which is opposite the figures in Column B which represent the percentage limits of each group. Each employer in the array shall be assigned to the rate class in which the greater part of such employer's payroll falls except that if one-half of the employer's payroll falls in one class, and one-half in another, he shall be assigned to the lower numbered rate class in which one-half of his payroll falls. Provided, that no employer shall be assigned to a higher numbered rate class than is assigned to another employer with the same sum of decline quotients. Each employer shall be assigned the contribution rate in Column C which is opposite such employer's rate class in Column A.

| A<br>Rate Class | B<br>Arrayed Employer's<br>Cumulative Payroll Limits<br>(Percent of Ratable Payroll) |                          | C<br>Contribution Rate<br>(Percent) |
|-----------------|--|--------------------------|-------------------------------------|
|                 | More than  | Equal to or<br>Less Than |                                     |
| 1               | 0  | 10                       | 2.0                                 |
| 2               | 10   | 20                       | 2.2                                 |
| 3               | 20   | 30                       | 2.4                                 |
| 4               | 30   | 40                       | 2.6                                 |

|   |   |   |    |    |     |
|---|---|---|----|----|-----|
| 1 | N | 5 | 40 | 50 | 2.8 |
| 2 | E |   |    |    |     |
|   | W | 6 | 50 |    | 3.0 |

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3           M           Sec. 558. If any adjustment is made in an employer's  
4           A payroll or in the sum of his decline quotients after rates  
5           T have been assigned, the adjustment shall not alter the posi-  
6           E tion of any other employer on the schedule or the contribu-  
7           R tion rate of any other employer. The employer with respect  
8           to whom the adjustment in decline quotients is made shall be  
9           placed in that class in which another employer with the near-  
10          est similar sum of decline quotients is placed.

11          N           Sec. 559. Whenever an employing unit (whether or not an  
12          E employer within the meaning of Section 201) in any manner  
13          W succeeds to, or acquires substantially all of the operating  
14          M assets of, an organization, trade, or business of another  
15          A employing unit which at the time of acquisition was an employ-  
16          T er subject to this Act, the payroll records of such predecessor  
17          E employer shall be transferred as of the date of acquisition  
18          R to the successor employer for the purpose of rate determina-  
19          tion. Notwithstanding any other provision of this section,  
20          if the successor employer was an employer subject to this Act  
21          prior to the date of acquisition, his rate of contributions  
22          for the remainder of the calendar year shall be his rate with  
23          respect to the period immediately preceding the date of  
24          acquisition; his rate for the succeeding years shall be based  
25          N on the total of his payrolls and those of the predecessor.  
26          E If the successor was not an employer prior to the date of  
27          W acquisition, his rate shall be the rate applicable to the  
28          M predecessor employer or employers with respect to the period  
29          A immediately preceding the date of acquisition provided there  
30          T  
31          E  
32          R

1 N was only one predecessor or there were only predecessors with  
2 E identical rates; if the predecessor rates were not identical,  
3 W the successor's rate shall be the highest rate applicable to  
4 M any of the predecessor employers with respect to the period  
5 A immediately preceding the date of acquisition. This section  
6 T shall not apply to any acquisition if such acquisition is  
7 E determined by the Commission (1) to have been primarily for  
8 R the purpose of obtaining a more favorable rate of contribu-  
9 tions under this Article, (2) to be inequitable to the  
10 parties, or (3) to be contrary to the public interest.

11 Sec. 560. The Commission shall notify each employer  
12 promptly of his rate of contributions as determined for any  
13 calendar year pursuant to this Article. Such determination  
14 shall become conclusive upon the employer unless within 15  
15 days after the notice was mailed to his last known address or  
16 otherwise delivered to him, the employer files an application  
17 for review and redetermination, setting forth his reasons  
18 therefor. If the Commission grants such review, the employer  
19 shall be notified thereof promptly and shall be granted a  
20 reasonable opportunity for a fair hearing. The Commission  
21 shall make a redetermination and shall notify the employer of  
22 the redetermination and the reason therefor. If the Commis-  
23 sion denies a review, it shall notify the employer of the  
24 denial and the reasons therefor. A redetermination or a  
25 denial of review shall become final, unless within 15 days  
26 after the notice was mailed to the last known address of the  
27 employer, or otherwise delivered to him, petition for judi-  
28 cial review is filed in accordance with Section 809.

29 Sec. 15. Subsection (a) of Sec. 712, Article VII, Ch. 5,

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1 ESIA 1955, is hereby amended to read as follows:

2 (a) QUALIFYING WAGES. For any individual who files  
3 an application for determination of benefit rights effective  
4 on or after July 1, 1959, to [TO] qualify for benefits, an  
5 individual shall have earned wages in his base period totaling  
6 not less than one and one-half [ONE AND ONE-FOURTH] times the  
7 aggregate amount of wages earned by him in that calendar  
8 quarter of his base period in which he earned the highest  
9 amount of wages, and all his wages for such base period must  
10 equal not less than the minimum amount required for benefits  
11 under subsection (b), below.

12 Sec. 16. Subsection (a) of Sec. 741 of Article VII, Ch. 5,  
13 ESIA 1955, as amended by Ch. 62, SLA 1957, as amended by Ch. 169,  
14 SLA 1957, is hereby amended to read as follows:

15 (a) He was not able to work or was not available  
16 for suitable work for such week. Provided:

17 N (1) that for the purposes of this Act a woman  
18 E is declared to be unable to work for six weeks before the  
19 W expected date of childbirth and for the week in which a child  
20 M is born to her alive and for the five weeks immediately fol-  
21 A lowing such week, and provided further:  
22 T  
23 E  
24 R

25 (2) that he shall not be considered ineligible  
26 for receipt of unemployment benefits for any week because of  
27 failure to comply with the provisions of this subsection if:

28 N (i) he is unable to work because of an  
29 E illness or disability; or  
30 W

31 M (ii) he resides in Alaska and is not  
32 A available for work because of his non-commercial fishing and  
33 T hunting necessary for the survival of himself and his  
34 E  
35 R

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1 N dependents; and

2 W (iii) the condition described in (i) or (ii)

3 M above occurs during an uninterrupted period of unemployment

4 A following a week for which he has filed a compensable claim

5 T and no work has been offered him for any part of said week

6 E which would have been suitable prior to the beginning of such  
7 R fishing, hunting, illness, or disability.

8 [THAT NO ALASKAN RESIDENT SHALL BE CONSIDERED INELIGIBLE FOR  
9 RECEIPT OF UNEMPLOYMENT BENEFITS FOR ANY WEEK BECAUSE OF  
10 FAILURE TO COMPLY WITH THE PROVISIONS OF THIS SUBSECTION WHEN  
11 SUCH FAILURE IS CAUSED BY HIS NON-COMMERCIAL FISHING AND HUNT-  
12 ING NECESSARY FOR THE SURVIVAL OF HIMSELF AND HIS DEPENDENTS  
13 DURING AN UNINTERRUPTED PERIOD OF UNEMPLOYMENT FOLLOWING A  
14 WEEK FOR WHICH HE HAS FILED A COMPENSABLE CLAIM, PROVIDED  
15 THAT NO SUITABLE WORK HAS BEEN OFFERED HIM FOR ANY PART OF  
16 SAID WEEK.]

17 Sec. 17. Subsection (f) of Sec. 741 of Article VII, Ch. 5,  
18 ESLA 1955, is hereby amended to read as follows:

19 (f) Claimant has left [FOR ANY WEEK WHEREIN CLAIM-  
20 ANT LEAVES] her most recent work to change her place of resi-  
21 dence in order to remain with her husband or family, in which  
22 case she shall be disqualified for the five weeks of continu-  
23 ous unemployment immediately following such week, provided  
24 that said disqualification may be sooner terminated by claim-  
25 ant's earning additional wages, whether or not covered by this  
26 Act, of at least \$120.00 and provided further that such dis-  
27 qualification shall not apply if it is necessary for her to  
28 provide the sole support of her husband or family [. SUCH  
29 DISQUALIFICATION SHALL CONTINUE UNTIL SUCH TIME SUBSEQUENT TO

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1           SUCH WEEK AS CLAIMANT EARNS ADDITIONAL WAGES, WHETHER OR NOT  
2           COVERED BY THIS ACT, OF AT LEAST \$120.00<sup>7</sup>; or

3           Sec. 18. Subsection (h) of Sec. 741 of Article VII, Ch. 5,  
4           ESLA 1955, is hereby repealed.

5           Sec. 19. This Act shall take effect immediately upon its  
6           passage and approval, or upon its becoming law without such ap-  
7           proval.