

1 IN THE HOUSE

BY COMMERCE AND LABOR COMMITTEE

2 CS FOR HOUSE BILL NO. 252

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SECOND LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "Providing for adjustment of claims under  
7 the Alaska Workmen's Compensation Act,  
8 amending Section 39 and Subsection (4) (d)  
9 of Sec. 40, Ch. 193, SLA 1959."

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

11 Section 1. Sec. 39, Ch. 193, SLA 1959, is hereby amended to  
12 read as follows:

13 Sec. 39. SELF-INSURANCE CERTIFICATES: REVOCATION: NEW  
14 CERTIFICATE. Whenever an employer has complied with the  
15 provisions of this Act relating to self-insurance, the Board  
16 shall issue to such employer a certificate which shall remain  
17 in force for a period fixed by the Board, but the Board may,  
18 upon at least ten days' notice and a hearing, revoke the  
19 certificate of such employer upon satisfactory proof that such  
20 employer is no longer entitled thereto.

21 At any time after such revocation the Board may grant a  
22 new certificate to the employer, upon his petition and satis-  
23 factory proof of his financial ability as provided in this  
24 Act.

25 Every employer authorized as a self insurer shall provide  
26 claims facilities through its own staffed adjusting facilities  
27 located within the State of Alaska or independent, licensed,  
28 resident adjusters, with power to effect settlement within  
29 the State of Alaska.

CS for HB #252 as amended

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1           Sec. 2. Subsection (4) (d) of Sec. 40, Ch. 193, SLA 1959  
2 is hereby amended to read as follows:

3                   (d) CONDITIONS OF PAYMENT. That the insurer  
4 will promptly pay to the person or persons entitled to  
5 the same, all benefits conferred by this Act, including  
6 physician's fees, nurse's charges, hospital services,  
7 hospital supplies, medicines, prosthetic devices, trans-  
8 portation charges to the nearest point where adequate  
9 medical facilities are available, burial expenses, and  
10 all installments of compensation or death benefits that  
11 may be awarded or agreed upon under said Act; that the  
12 obligation of the insurer shall not be affected by any  
13 default of the insured employer after the injury, or by  
14 any default in giving of any notice required by this  
15 policy; that the policy is and shall be construed to be  
16 a direct promise by the insurer to the person entitled  
17 by the insurer to the person entitled to physician's  
18 fees, nurse's charges, fees for hospital services,  
19 charges for medicines, prosthetic devices, transportation  
20 charges to the nearest point where adequate medical  
21 facilities are available and hospital supplies, charges  
22 for burial, compensation or death benefits, and shall be  
23 enforceable in the name of such person or persons. That  
24 the insurer shall provide claims facilities through its  
25 own staffed adjusting facilities located within the  
26 State of Alaska, or by independent, licensed, resident  
27 adjusters, with power to effect settlement within the  
28 State of Alaska.  
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