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IN THE SENATE

BY SENATORS MCNABB AND OWEN

SENATE BILL NO. 22

IN THE LEGISLATURE OF THE STATE OF ALASKA

SECOND LEGISLATURE - FIRST SESSION

A BILL

For an Act entitled: "An Act to amend Sec. 213, Art. II, Ch. 5, ESLA 1955; to amend Sec. 214, Ch. 5, ESLA 1955 as amended; to amend Sec. 229, Ch. 5, ESLA 1955 as amended; to amend Sec. 2, Art. II, Ch. 5, ESLA 1955 as amended; to amend Sec. 10, Art. V, Ch. 5, ESLA 1955 as amended, by adding new material; to amend Subsec. (a), Sec. 604, Art. VI, Ch. 5, ESLA 1955.

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

Section 1. Art. II, Sec. 213, Ch. 5, ESLA 1955 is hereby amended to read as follows:

Section 213. "Employing unit" means any individual or type of organization, including the State of Alaska but not its municipalities or other political subdivisions, any partnership, association, trust, estate, joint trust company, insurance company or corporation, whether domestic or foreign, or the receiver, referee in bankruptcy, trustee, or successor of any of the foregoing, or the legal representative of a deceased person, which has, or subsequent to January 1, 1937 had one or more individuals performing service for it within this State [TERRITORY]. All individuals performing services within this State [TERRITORY] for any employing unit which maintains two or more separate establishments within this State [TERRITORY] shall be deemed to be employed by a

1 single employing unit for all the purposes of this Act.

2 Sec. 2. Sec. 214, Art. II, Ch. 5, ESLA 1955 as amended by
3 Ch. 169, SLA 1957, Ch. 46, SLA 1959, and Ch. 60, SLA 1960 is hereby
4 amended by adding a new section to read as follows:

5 Sec. 214.1. The term "employment" includes service
6 performed on and after April 1, 1960 by an individual for
7 the state, and benefits are payable to an individual who
8 establishes a benefit year on or after July 1, 1961 based
9 upon wages earned for such employment.

10 Sec. 3. Sec. 229, Ch. 5, ESLA 1955 as amended by Ch. 169,
11 SLA 1957 is hereby amended to read as follows:

12 Sec. 229. The term "employment" shall not include
13 service performed in the employ of [THE TERRITORY OF ALASKA
14 OR] municipalities or other political subdivisions of
15 Alaska, except as provided in Section 604 of this Act.

16 Sec. 4. Art. II, Ch. 5, ESLA 1955, as amended by Ch. 169,
17 SLA 1957, Ch. 46, SLA 1959 and Ch. 60, SLA 1960 is hereby
18 amended by adding two new sections to read as follows:

19 Sec. 234.3. The term "employment" shall not include
20 service performed on an unemployment work relief project
21 undertaken by this state or any subdivision thereof.

22 Sec. 234.4. The term "employment" shall not include
23 members of the faculty of state and public schools, colleges
24 or universities.

25 Sec. 5. Sec. 10, Art. V, Ch. 5, ESLA 1955 as amended by Ch.
26 169, SLA 1957, Ch. 97, SLA 1959 and Ch. 60, SLA 1960 is hereby
27 amended by adding a new section to read as follows:

28 Sec. 529. STATE PAYMENTS TO THE FUND. Notwithstanding
29 the provisions of Sections 501 through 527 of this Act,

1 N and any amendments thereto, the State of Alaska, in lieu of
2 E employer and employee contributions required by this Act,
3 W shall pay to the Commissioner for the unemployment compensation
4 fund an amount equivalent to the amount of benefits paid to
5 individuals based upon wages paid by the state. If an indi-
6 vidual during such base period was employed by both the state
7 and other employers subject to the provisions of this Act,
8 the amount to be paid into the fund by the state, with respect
9 to such individual, shall be an amount equal to the additional
10 cost of benefit payments made from the fund which would not
11 have been incurred but for the inclusion of earnings from
12 state employment in the individual's determination of benefit
13 rights. The amount of payments required under this section to
14 be made into the fund shall be ascertained by the Commissioner
15 once each quarter and shall be payable from the general fund
16 of the state, except as provided hereafter. If an individual
17 to whom benefits were paid was paid wages by the state during
18 the base period from a special or administrative fund provided
19 by law, the payment to the Commissioner for the unemployment
20 compensation fund shall be made from such special or adminis-
21 trative fund. If the base period wages of an individual
22 include both wages for state employment paid from the general
23 fund of the state and wages for state employment paid from
24 M special or administrative funds, the amount to be paid into
25 A the unemployment compensation fund under this section with
26 T respect to the benefits paid such individuals shall be pro-
27 T rated among the state funds in proportion to the wages paid
28 E to such individual from each such fund during the base period.
29 R The payment by the state into the unemployment compensation

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fund shall be made at such times and in such manner as the
Commissioner may prescribe by regulation.

Sec. 6. Subsec. (a) of Sec. 604 of Art. VI, Ch. 5, ESLA 1955
is amended to read as follows:

(a) Any service performed for an employing unit, includ-
ing [TERRITORIAL DEPARTMENTS AND AGENCIES,] municipalities,
and other political subdivisions of Alaska, which is excluded
under the definition of employment in Article II, and with
respect to which no payments are required under the employment
security law of another State or of the Federal Government,
may be deemed to constitute employment for all purposes of
this Act, provided that the Commissioner [COMMISSION] has
approved a written election to that effect filed by the
employing unit for which the service is performed, as of the
date stated in such approval. No election shall be approved
by the Commissioner [COMMISSION] unless it (1) includes all
the service of the type specified in each establishment or
place of business for which the election is made, and (2)
is made for not less than two calendar years.