

1 IN THE SENATE

BY RULES COMMITTEE
BY REQUEST OF THE GOVERNOR

2 SENATE BILL NO. 90

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SECOND LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act extending employment security cov-
7 erage to employees of the state, amending
8 Articles II, V and VI of the Alaska Em-
9 ployment Security Act (Ch. 5, ESLA 1955
10 as amended by Chs. 62, 75 and 169, SLA
11 1957, Chs. 46 and 97, SLA 1959 and Ch. 60,
12 SLA 1960); and providing for an effective
13 date."

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

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

17 Section 213. "Employing unit" means any individual or
18 type of organization, including the State of Alaska but not
19 its municipalities or other political subdivisions, any part-
20 nership, association, trust, estate, joint trust company, in-
21 surance company or corporation, whether domestic or foreign,
22 or the receiver, referee in bankruptcy, trustee, or succes-
23 sor of any of the foregoing, or the legal representative of
24 a deceased person, which has, or subsequent to January 1,
25 1937 had one or more individuals performing service for it
26 within this state [TERRITORY]. All individuals performing
27 services within this state [TERRITORY] for any employing
28 unit which maintains two or more separate establishments
29 within this state [TERRITORY] shall be deemed to be employed

1 by a single employing unit for all the purposes of this Act.
2 Sec. 2. Art. II, Ch. 5, ESLA 1955 as amended by Ch. 169,
3 SLA 1957, Ch. 46, SLA 1959 and Ch. 60, SLA 1960 is hereby amended
4 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 of Art. II, Ch. 5, ESLA 1955 as amended
11 by Ch. 169, 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 Alaska,
15 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 amended
18 by adding two new sections to read as follows:

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

22 M Sec. 234.4. The term "employment" shall not include
23 A members of the faculty of state and public schools, colleges
24 T or universities.
25 E
26 R

25 Sec. 5. Art. V, Ch. 5, ESLA 1955 as amended by Ch. 169,
26 SLA 1957, Ch. 97, SLA 1959 and Ch. 60, SLA 1960 is hereby amended
27 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, and

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

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period. The payment by the state into the unemployment compensation 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, including [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.

Sec. 7. This Act takes effect July 1, 1961.