

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 Employ-
9 ment Security Act (Ch. 5, ESLA 1955 as
10 amended by Chs. 62, 75 and 169, SLA 1957,
11 Chs. 46 and 97, SLA 1959 and Ch. 60, SLA
12 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

SB #90 as amended

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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 three 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 officers or members of the faculty of state and public schools,
24 T colleges or universities.

25 T Sec. 234.5. The term "employment" shall not include
26 E the head of each principal department in the executive
27 R branch.

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

1 by adding a new section to read as follows:

2 N Sec. 529. STATE PAYMENTS TO THE FUND. Notwithstanding
3 E the provisions of Sections 501 through 527 of this Act, and
4 W any amendments thereto, the State of Alaska, in lieu of
5 employer and employee contributions required by this Act,
6 M shall pay to the Commissioner for the unemployment compen-
7 A sation fund an amount equivalent to the amount of benefits
8 T paid to individuals based upon wages paid by the state. If
9 T an individual during such base period was employed by both
10 E the state and other employers subject to the provisions of
11 R this Act, the amount to be paid into the fund by the state,
12 with respect to such individual, shall be an amount equal to
13 the additional cost of benefit payments made from the fund
14 which would not have been incurred but for the inclusion
15 of earnings from state employment in the individual's deter-
16 mination of benefit rights. The amount of payments required
17 under this section to be made into the fund shall be ascer-
18 tained by the Commissioner once each quarter and shall be
19 payable from the general fund of the state, except as provided
20 N hereafter. If an individual to whom benefits were paid was
21 E paid wages by the state during the base period from a special
22 W or administrative fund provided by law, the payment to the
23 Commissioner for the unemployment compensation fund shall be
24 M made from such special or administrative fund. If the base
25 A period wages of an individual include both wages for state
26 T employment paid from the general fund of the state and wages
27 T for state employment paid from special or administrative
28 E funds, the amount to be paid into the unemployment compen-
29 R sation fund under this section with respect to the benefits

1 paid such individuals shall be prorated among the state funds
2 in proportion to the wages paid to such individual from each
3 such fund during the base period. The payment by the state
4 into the unemployment compensation fund shall be made at such
5 times and in such manner as the Commissioner may prescribe
6 by regulation.

7 Sec. 6. Subsec. (a) of Sec. 604 of Art. VI, Ch. 5, ESLA
8 1955 is amended to read as follows:

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

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