

Original Sponsor: Rules Committee
by request of the Governor

Offered: 3/14/63
Referred: Rules

1 IN THE HOUSE

BY THE LABOR AND MANAGEMENT
COMMITTEE

2 CS FOR HOUSE BILL NO. 67

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRD LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act amending the Alaska Workmen's
7 Compensation Act."

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

9 * Section 1. AS 23.30.070(f) is repealed and re-enacted to
10 read:

11 (f) An employer who fails or refuses to send a report
12 required of him by this section or who fails or refuses to
13 send the report required by (a) of this section within the
14 time required shall, if so required by the board, pay the
15 employee or his legal representative or other person en-
16 titled to compensation by reason of the employee's injury or
17 death, an additional award equal to 20 per cent of the amounts
18 which were paid or payable after the dates the payments were
19 due. The award shall be against either the employer or his
20 insurance carrier, or both.

21 * Sec. 2. AS 23.30.075 is amended to read:

22 Sec. 23.30.075. EMPLOYER'S LIABILITY TO PAY. (a) An
23 employer under this chapter, unless exempted, shall either
24 insure and keep insured for his liability under this chapter
25 in an insurance company or association duly authorized to
26 transact the business of workmen's compensation insurance in
27 this state, or shall furnish the board satisfactory proof of
28 his financial ability to pay directly the compensation pro-
29 vided for. If an employer elects to pay directly, the board

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1 may, in its discretion, require the deposit of an acceptable
2 security, indemnity or bond to secure the payment of compen-
3 sation liabilities as they are incurred.

4 N (b) An employer who fails to insure and keep insured
5 E employees subject to this chapter or fails to obtain a
6 W certificate of self-insurance from the board, upon conviction
7 is punishable by a fine of not more than \$1,000, or by
8 imprisonment for not more than one year, or by both. If the
9 employer is a corporation, the president, secretary, and
10 treasurer are also severally liable to the fine or imprison-
11 ment. Failure of the corporation to secure the necessary
12 M insurance or certificate makes the president, secretary, and
13 A treasurer jointly and severally liable with the corporation
14 T for any compensation or other benefit which may accrue under
15 T this chapter with respect to any injury which may occur to
16 E an employee of the corporation until it secures insurance or
17 R a certificate.

18 * Sec. 3. AS 23.30.155(e) is amended to read:

19 (e) If any installment of compensation payable without
20 an award is not paid within 14 days after it becomes due, as
21 provided in (b) of this section, there shall be added to the
22 unpaid installment an amount equal to 20 [10] per cent of it,
23 which shall be paid at the same time as, but in addition to,
24 the installment, unless notice is filed under (d) of this
25 section or unless the nonpayment is excused by the board
26 after a showing by the employer that owing to conditions over
27 which he had no control the installment could not be paid
28 within the period prescribed for the payment.

29 * Sec. 4. AS 23.30.175(a) is amended to read:

1 (a) Compensation for temporary disability or permanent
2 partial disability may not exceed \$100 a week and may not be
3 less than \$25 [\$18] a week. If the employee's average
4 weekly wages, as computed under sec. 220 of this chapter, are
5 less than \$25 [\$18] a week, he shall receive as compensation
6 for temporary disability his average weekly wages.

7 * Sec. 5. AS 23.30.190(1) is amended to read:

8 (1) arm lost, 280 weeks' compensation, not to
9 exceed \$14,500 [\$9,800];

10 * Sec. 6. AS 23.30.190(2) is amended to read:

11 (2) leg lost, 248 weeks' compensation, not to
12 exceed \$12,900 [\$8,700];

13 * Sec. 7. AS 23.30.190(3) is amended to read:

14 (3) hand lost, 212 weeks' compensation, not to
15 exceed \$10,900 [\$7,500];

16 * Sec. 8. AS 23.30.190(4) is amended to read:

17 (4) foot lost, 173 weeks' compensation, not to
18 exceed \$9,200 [\$6,100];

19 * Sec. 9. AS 23.30.190(5) is amended to read:

20 (5) eye lost, 140 weeks' compensation, not to
21 exceed \$7,200 [\$4,900];

22 * Sec. 10. AS 23.30.190(12) is amended to read:

23 (12) loss of hearing of one ear 52 weeks' compen-
24 sation, not exceeding \$2,700 [\$1,800]; loss of hearing of
25 both ears, 200 weeks' compensation, not to exceed \$7,000;

26 *Sec. 11. AS 23.30.265(13) is amended to read:

27 (13) "injury" means accidental injury or death
28 arising out of and in the course of employment, and an occupa-
29 tional disease or infection which arises naturally out of the

1 employment or which naturally or unavoidably results from an
2 accidental injury, and includes breakage or damage to eye-
3 glasses, hearing aids, dentures, or any prosthetic devices
4 which function as part of the body and further includes an
5 injury caused by the wilful act of a third person directed
6 against an employee because of his employment;
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