

Introduced: 2/27/64
Referred: Labor and
Management

1 IN THE SENATE

BY SENATORS BRONSON,
FOSTER AND HOPSON

2 SENATE BILL NO. 291

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRD LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to unemployment insurance
7 and providing for an effective date."

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

9 * Section 1. AS 23.20.165(e) is amended to read:

10 (e) An employer shall maintain a record of the amount
11 deducted from the wages of each of his employees, and shall
12 furnish a statement of the deductions to each employee at the
13 times and in the manner the commissioner prescribes by regu-
14 lation. [NO DEDUCTION MAY BE MADE FROM THOSE WAGES IN EXCESS
15 OF THE FIRST \$7,200 OF WAGES PAID TO AN EMPLOYEE DURING A
16 CALENDAR YEAR. IF AN EMPLOYEE EARNS WAGES TOTALING MORE THAN
17 \$7,200 IN ONE CALENDAR YEAR IN THE EMPLOY OF TWO OR MORE
18 EMPLOYERS, OR IF ONE EMPLOYER THROUGH ERROR MAKES A DEDUCTION
19 FROM HIS WAGES IN EXCESS OF \$7,200 DURING A CALENDAR YEAR,
20 THE AMOUNT OF THE DEDUCTIONS IN EXCESS OF THOSE REQUIRED BY
21 THIS CHAPTER SHALL BE REFUNDED TO THE EMPLOYEE BY THE COMMIS-
22 SIONER UPON APPLICATION FOR THEM IN ACCORDANCE WITH REGULA-
23 TIONS PRESCRIBED BY HIM. APPLICATION MUST BE MADE DURING THE
24 CALENDAR YEAR AFTER THE CALENDAR YEAR IN WHICH THE DEDUCTIONS
25 ARE MADE.]

26 * Sec. 2. AS 23.20.170 is repealed and re-enacted to read:

27 Sec. 23.20.170. RATE OF CONTRIBUTIONS. (a) Subject to
28 secs. 280 - 310 of this chapter, after September 30, 1964, an
29 employer shall pay contributions equal to 4.0 per cent of the

1 wages paid by him with respect to employment.

2 (b) After September 30, 1964, an employee shall pay
3 contributions equal to 0.6 per cent of the wages received by
4 him with respect to employment.

5 * Sec. 3. AS 23.20.175 is repealed and re-enacted to read:

6 Sec. 23.20.175. BASE OF CONTRIBUTIONS. For the pur-
7 poses of this chapter, after September 30, 1964, wages shall
8 include all remuneration paid in a calendar year to an indi-
9 vidual employee by an employer or his predecessor with
10 respect to employment.

11 * Sec. 4. AS 23.20.280(a) is amended to read:

12 (a) An employer is [AND HIS EMPLOYEES ARE] eligible for
13 a rate determination in accordance with the provisions of secs.
14 280 - 310 of this chapter and the commissioner's regulations
15 if the employer has been subject to this chapter throughout
16 not less than the four consecutive calendar quarters ending
17 with the computation date and remains subject to this chapter
18 into the calendar quarter which immediately precedes the
19 effective date of the rate. No employer [OR EMPLOYEE] is
20 eligible for a rate determination under secs. 280 - 310 of
21 this chapter if, with respect to a calendar quarter in or
22 preceding his qualifying period, the employer has failed to
23 file contribution or payroll reports or to pay contributions
24 required by this chapter within 60 days after the computation
25 date or within 10 days after the department has mailed the
26 employer written notice of the delinquency or of failure to
27 file reports, or of both, by registered or certified mail to
28 his last known address, whichever is the later date.

29 * Sec. 5. AS 23.20.290(b) is amended to read:

1 (b) The department shall segregate the employers into
 2 groups in accordance with cumulative ratable payroll. The
 3 limits of the groups are those set out in column B of the
 4 table in this section. Each of these groups shall be identi-
 5 fied by the rate class number in column A which is opposite
 6 the figures in column B which represents the percentage
 7 limits of each group. An employer shall be assigned to the
 8 rate class in which the greater part of the employer's ratable
 9 payroll falls. If one-half of the employer's ratable payroll
 10 falls in one class, and one-half in another, he shall be
 11 assigned to the lower numbered rate class. No employer may
 12 be assigned to a higher numbered rate class than is assigned
 13 to another employer with the same average quarterly decline
 14 quotient. An eligible employer [AND HIS EMPLOYEES] shall pay
 15 contributions on wages paid by him [AND RECEIVED BY THEM] at
 16 the contribution rate in column C [AND COLUMN D, RESPECTIVELY,]
 17 which is [ARE] opposite the employer's rate class in column
 18 A.

19	A	B		C	[D]
20	RATE	EMPLOYER'S CUMULATIVE		CONTRIBUTION RATE	
21	CLASS	PAYROLL LIMITS (PER CENT		(PER CENT)	
22		OF STATE TOTAL RATABLE			
23		PAYROLL)			
24		More Than	Equal to or	Employer	[EMPLOYEE]
25			Less Than		
26	1	0	10	1.5	[0.3]
27	2	10	20	1.8	[0.4]
28	3	20	30	2.1	[0.5]
29	4	30	40	2.4	[0.6]

1	5	40	50	2.9	[0.6]
2	6	50	60	3.2	[0.7]
3	7	60	70	3.5	[0.8]
4	8	70	80	3.7	[0.8]
5	9	80	90	3.8	[0.9]
6	10	90	100	4.0	[0.9]

7 * Sec. 6. AS 23.20.300 is amended to read:

8 Sec. 23.20.300. CORRECTIONS AND ADJUSTMENTS. Correc-
9 tions or modifications of an employer's payroll may be taken
10 into account within two years after the computation date for
11 the purpose of a reduction or increase in his [AND HIS
12 EMPLOYEES'] rates. When an adjustment is made in an employer's
13 payroll or in his average quarterly decline quotient after
14 rates have been assigned, the adjustment may not alter the
15 position of another employer on the schedule or the contri-
16 bution rate of another employer. The employer with respect to
17 whom the adjustment in decline quotients is made shall be
18 placed in that class in which another employer with the near-
19 est similar average quarterly decline quotient is placed.

20 * Sec. 7. AS 23.20.310(4) is amended to read:

21 (4) "qualifying period" means the three-year period
22 of 12 consecutive calendar quarters ending on the computation
23 date; for an employer who has not been subject to this chapter
24 during each of the 12 calendar quarters ending with the compu-
25 tation date, "qualifying period" means the period ending with
26 the computation date and beginning with the first calendar
27 quarter in the 12 quarter period in which the employer was
28 subject to this chapter, but in no event shall an employer's
29 qualifying period be less than the four consecutive calendar

1 quarters ending with the computation date; employers who have
2 been subject to this chapter less than four calendar quarters
3 immediately preceding the computation date [, AND THEIR
4 EMPLOYEES,] are not entitled to a rate determination under
5 secs. 280 - 310 of this chapter but shall pay contributions
6 at the standard rates specified in sec. 170 of this chapter;
7 an employing unit is subject to this chapter beginning with
8 the start of the first quarter in which he pays wages here-
9 under, and ending with the end of the calendar quarter in
10 which either he files closing contribution and wage reports
11 under regulations of the commissioner, or his account is
12 closed by the independent action of the commissioner;

13 * Sec. 8. AS 23.20 is amended by adding a new section to read:

14 Sec. 23.20.348. WAGE QUALIFICATION FOR BENEFITS. To
15 qualify for benefits under this chapter, an individual shall
16 earn wages in his base period which total not less than an
17 amount which equals the current federal minimum hourly wage
18 plus fifty cents multiplied by the number of working hours in
19 a calendar quarter which, for the purpose of this computation,
20 is 520 hours.

21 * Sec. 9. AS 23.20.350 is repealed and re-enacted to read:

22 Sec. 23.20.350. AMOUNT OF BENEFITS. (a) The weekly
23 benefit amount paid to a qualified unemployed individual is
24 related to the wage which the individual earned in that one of
25 the four calendar quarters of his base period in which he
26 earned the highest wages.

27 (b) The weekly benefit amount to which a qualified
28 single individual is entitled is that amount in column B which
29 is opposite his high quarter wage in column A of the benefit

1 table printed below. If a qualified individual has a
2 dependent spouse, as defined in (d) of this section, the
3 weekly benefit amount to which he is entitled is that amount
4 in column C which is opposite his high quarter wage in column
5 A of the table.

6 **BENEFIT TABLE**

7	Basic with			Augmented Weekly Benefit				
8	High Quarter	Basic	Dependent	Amount for Dependent Children				
9	Wage	Individual	Spouse	1	2	3	4	5 or more
10	COLUMNS (A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)
11	\$ 225- 239.99	\$ 10	\$ 10	\$ 15	\$ 20	\$ 25	\$ 30	\$ 35
12	240- 279.99	11	11	16	21	26	31	36
13	280- 319.99	12	12	17	22	27	32	37
14	320- 359.99	13	13	18	23	28	33	38
15	360- 399.99	14	14	19	24	29	34	39
16	400- 439.99	15	15	20	25	30	35	40
17	440- 479.99	16	16	21	26	31	36	41
18	480- 519.99	17	17	22	27	32	37	42
19	520- 559.99	18	18	23	28	33	38	43
20	560- 599.99	19	19	24	29	34	39	44
21	600- 639.99	20	20	25	30	35	40	45
22	640- 679.99	21	21	26	31	36	41	46
23	680- 719.99	22	22	27	32	37	42	47
24	720- 759.99	23	23	28	33	38	43	48
25	760- 799.99	24	24	29	34	39	44	49
26	800- 839.99	25	25	30	35	40	45	50
27	840- 879.99	26	26	31	36	41	46	51
28	880- 919.99	27	27	32	37	42	47	52
29	920- 959.99	28	28	33	38	43	48	53

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1	960- 999.99	29	29	34	39	44	49	54
2	1000-1039.99	30	30	35	40	45	50	55
3	1040-1079.99	31	31	36	41	46	51	56
4	1080-1119.99	32	32	37	42	47	52	57
5	1120-1159.99	33	33	38	43	48	53	58
6	1160-1199.99	34	34	39	44	49	54	59
7	1200-1239.99	35	35	40	45	50	55	60
8	1240-1279.99	36	36	41	46	51	56	61
9	1280-1319.99	37	37	42	47	52	57	62
10	1320-1359.99	38	38	43	48	53	58	63
11	1360-1399.99	39	39	44	49	54	59	64
12	1400-1439.99	40	40	45	50	55	60	65
13	1440-1479.99	41	41	46	51	56	61	66
14	1480-1519.99	42	42	47	52	57	62	67
15	1520-1559.99	43	43	48	53	58	63	68
16	1560-1599.99	44	44	49	54	59	64	69
17	1600-1639.99	45	45	50	55	60	65	70
18	1640-1679.99	46	46	51	56	61	66	71
19	1680-1719.99	47	47	52	57	62	67	72
20	1720-1759.99	48	48	53	58	63	68	73
21	1760-1799.99	49	49	54	59	64	69	74
22	1800-1839.99	50	50	55	60	65	70	75
23	1840-1879.99	51	51	56	61	66	71	76
24	1880-1919.99	52	52	57	62	67	72	77
25	1920-1959.99	53	53	58	63	68	73	78
26	1960-1999.99	54	54	59	64	69	74	79
27	2000-2039.99	55	55	60	65	70	75	80
28	2040-2079.99	56	56	61	66	71	76	81
29	2080-2119.99	57	57	62	67	72	77	82

1	2120-2159.99	58	58	63	68	73	78	83
2	2160-2199.99	59	59	64	69	74	79	84
3	2200-2239.99	60	60	65	70	75	80	85
4	2240-2279.99	61	61	66	71	76	81	86
5	2280-2319.99	62	62	67	72	77	82	87
6	2320-2359.99	63	63	68	73	78	83	88
7	2360-2399.99	64	64	69	74	79	84	89
8	2400-2439.99	64	65	70	75	80	85	90
9	2440-2479.99	64	66	71	76	81	86	91
10	2480-2519.99	64	67	72	77	82	87	92
11	2525-2559.99	64	68	73	78	83	88	93
12	2560-2599.99	64	69	74	79	84	89	94
13	2600-2639.99	64	70	75	80	85	90	95
14	2640-2679.99	64	71	76	81	86	91	96
15	2680-2719.99	64	72	77	82	87	92	97
16	2720- & over	64	73	78	83	88	93	98

17 (c) An individual who establishes a benefit year on or
 18 after October 1, 1964, is entitled to an augmented weekly
 19 benefit amount if he has dependent children, as defined in
 20 (d) of this section. Augmented weekly benefit amounts are
 21 shown in columns D through H of the benefit table. The
 22 number of dependent children shall be determined as of the
 23 date the individual establishes his benefit year and shall be
 24 fixed for the duration of the benefit year.

25 (d) For the purposes of this section,

26 (1) "dependent spouse" means an individual's
 27 husband or wife who is in this state and is principally sup-
 28 ported by the individual;

29 (2) "dependent child" means an individual's un-

1 married child, including a stepchild and a legally adopted
2 child, under 18 years of age who is in this state and is
3 principally supported by the individual. An individual's
4 unmarried child, including a stepchild and a legally adopted
5 child, who because of infirmity is prevented from engaging
6 in a gainful occupation and who is principally dependent
7 upon the individual for support, is considered a dependent
8 for the purpose of this provision regardless of age. For the
9 duration of a benefit year no dependent who has been claimed
10 by a claimant and allowed as a dependent may be included as
11 a dependent of another claimant.

12 (e) The maximum potential benefits which an individual
13 may receive in any one benefit year is the product of his
14 weekly benefit amount, as shown in column B, C, D, E, F, G,
15 or H of the benefit table, multiplied by the number of weeks
16 he is entitled to receive benefit amounts, as determined in
17 sec. 354 of this chapter.

18 * Sec. 10. AS 23.20 is amended by adding a new section to
19 read:

20 Sec. 23.20.352. ANNUAL REVISION OF THE BENEFIT TABLE.

21 (a) The maximum weekly benefit amount which may be granted
22 to an individual under column B or column C of the benefit
23 table in sec. 350(b) of this chapter shall not exceed 40 per
24 cent of the average weekly high quarter wage which was earned
25 by all eligible intrastate claimants under column B or C who
26 had benefit years which ended in the fiscal year immediately
27 preceding January 1 of a calendar year.

28 (b) Before January 1 of each year, commencing with
29 January 1, 1966, the commissioner shall determine the average

1 weekly high quarter wage which was earned by all eligible
2 intrastate claimants under columns B and C, respectively, who
3 had benefit years ending in the preceding fiscal year. For
4 the purpose of this determination, the average weekly high
5 quarter wage shall be the arithmetic mean of the high
6 quarter wages of all eligible claimants divided by 13. The
7 commissioner shall then determine that amount which repre-
8 sents 40 per cent of the average weekly high quarter wage
9 determined for each column.

10 (c) If the maximum weekly benefit amount derived
11 according to (b) of this section for column B or column C
12 differs from the maximum amount for that column in the cur-
13 rent benefit table, the commissioner shall promptly revise
14 the benefit table in accordance with the following guidance:

15 (1) If the new maximum weekly benefit amount
16 exceeds the current maximum amount, the weekly benefit
17 amounts in the applicable column which are set at the current
18 maximum weekly benefit amount shall be re-computed in order
19 to provide the minimum weekly benefit amount. The minimum
20 weekly benefit amount is one-fortieth, plus \$5, with frac-
21 tions of a dollar disregarded, of the lowest amount in the
22 corresponding high quarter wage step in column A of the
23 benefit table, but not less than \$10.

24 (2) If the new maximum weekly benefit amount is
25 less than the current maximum amount, any weekly benefit
26 amounts in the applicable column in the table which are
27 currently determined by the minimum weekly benefit amount
28 formula and exceed the new maximum weekly benefit amount
29 shall be reduced to the new maximum amount.

1 (3) If a weekly benefit amount in column C is
2 revised in accordance with (c)(1) and (2) of this section,
3 the commissioner shall also revise the corresponding aug-
4 mented benefit amounts for dependent children in columns D
5 through H of the benefit table. Five dollars in excess of
6 the applicable amount in column C shall be granted for each
7 dependent child, but augmented amounts shall not be granted
8 for more than five dependent children.

9 * Sec. 11. AS 23.20 is amended by adding a new section to
10 read:

11 Sec. 23.20.353. PERIODIC REVISION OF THE BENEFIT TABLE.

12 (a) The minimum high quarter wage in column A of the benefit
13 table in sec. 350(b) of this chapter for which weekly bene-
14 fits may be granted is determined by dividing by four the
15 minimum annual wage which, computed according to sec. 348(a)
16 of this chapter, must be earned by an individual in his base
17 period in order to qualify for weekly benefits.

18 (b) The minimum annual wage is determined by use of the
19 current federal minimum hourly wage. If the federal minimum
20 hourly wage is subsequently increased, the commissioner shall
21 determine the new minimum high quarter wage and shall revise
22 the benefit table by deleting all high quarter wage steps in
23 column A which are not equal in amount to the new minimum
24 high quarter wage. The number of high quarter wage steps
25 deleted from the low wage end of column A as a result of a
26 new minimum high quarter shall be added to the high wage end
27 of column A. The additional high quarter wage steps shall be
28 in appropriate \$40 wage intervals and the commissioner shall
29 determine the corresponding weekly benefit amounts for the

1 additional steps in accordance with the guidance in sec.
2 352(c) of this chapter.

3 (c) A benefit table revised in accordance with (b) of
4 this section shall be effective on January 1 of the year
5 following the date of the increase in the federal minimum
6 hourly wage.

7 * Sec. 12. AS 23.20 is amended by adding a new section to
8 read:

9 Sec. 23.20.354. WEEKLY BENEFIT DURATION. (a) The
10 number of weeks for which an individual may receive weekly
11 benefits is established by the following formula:

12 (1) Determine, and carry to two decimal places,
13 the ratio of the individual's annual wage earned in his base
14 period to his wage earned in the calendar quarter of highest
15 earnings in his base period,

16 (2) Multiply the ratio determined in (a)(1) of
17 this section by 13,

18 (3) Subtract four from the product obtained in
19 (a)(2) of this section.

20 (b) Notwithstanding any contrary benefit duration
21 period established by use of the formula in (a) of this
22 section, no individual may receive weekly benefits for more
23 than 26 weeks in any one benefit year.

24 * Sec. 13. This Act takes effect October 1, 1964.
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