

1 IN THE SENATE

BY SENATOR SMITH

2 SENATE BILL NO. 294

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 the computation of  
7 attorney fees in workmen's compensation  
8 cases; and providing for an effective date."

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

10 \* Section 1. AS 23.30.145(a) is amended to read:

11 (a) Fees for legal services rendered in respect to a  
12 claim are not valid unless approved by the board [, AND THE  
13 FEES MAY NOT BE LESS THAN 25 PER CENT ON THE FIRST \$1,000  
14 OF COMPENSATION OR PART OF THE FIRST \$1,000 OF COMPENSATION,  
15 AND 10 PER CENT OF ALL SUMS IN EXCESS OF \$1,000 OF COMPENSA-  
16 TION]. When the board advises that a claim has been contro-  
17 verted, in whole or in part, the board may direct that the  
18 fees for legal services be paid by the employer or carrier in  
19 addition to compensation awarded; the fees may be allowed  
20 only on the amount of compensation controverted and awarded.  
21 When the board advises that a claim has not been controverted,  
22 but further advises that bona fide legal services have been  
23 rendered in respect to the claim, then the board shall direct  
24 the payment of the fees out of the compensation awarded. In  
25 determining the amount of fees the board shall take into  
26 consideration the nature, length and complexity of the  
27 services performed, transportation charges, and the benefits  
28 resulting from the services to the compensation beneficiaries.

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