

Introduced: 3/7/64
Referred: . Judiciary

1 IN THE SENATE

RULES COMMITTEE
BY REQUEST OF THE GOVERNOR

2 SENATE BILL NO. 317

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 settlement of accounts
7 of deceased officers and employees; and
8 providing for an effective date."

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

10 * Section 1. AS 39.20 is amended by adding new sections to
11 read:

12 ARTICLE 4. PAYMENTS DUE TO DECEASED STATE EMPLOYEES.

13 Sec. 39.20.360. ORDER OF PAYMENT. All unpaid compensa-
14 tion due to a deceased employee of the state at the time of
15 his death shall be paid to the person or persons surviving at
16 the date of death, in the following order of precedence, and
17 the payment is a bar to recovery by any other person of
18 amounts so paid:

19 (1) to the beneficiary or beneficiaries designated
20 by the employee in writing to receive the compensation filed
21 with the Department of Administration at the time of his
22 death; if he designates more than one beneficiary, each shall
23 share equally unless he specifies a different allocation or
24 preference;

25 (2) if there is no beneficiary designated, to his
26 surviving spouse;

27 (3) if there is no beneficiary or surviving
28 spouse, to his child or children and descendants of deceased
29 children by representation;

1 (4) if none of the above, to his parents, or the
2 survivor of them;

3 (5) if none of the above, to the legal representa-
4 tive of his estate, or if there is none, to the person
5 determined to be entitled under the laws of his domicile.

6 Sec. 39.20.370. INAPPLICABILITY OF PROVISIONS TO
7 CERTAIN BENEFITS, FUNDS, OR INTEREST. Secs. 310 - 400 of
8 this chapter do not apply to any benefit, refund, or in-
9 terest payable under the Public Employees Retirement System
10 applicable to the decedent's service or to an amount the
11 disposition of which is otherwise expressly prescribed by
12 state law.

13 Sec. 39.20.380. CHANGE OR REVOCATION OF DESIGNATION.
14 The employee may change or revoke a designation made under
15 this chapter at any time without notice to the beneficiary by
16 written notice filed with the Department of Administration.

17 Sec. 39.20.390. EMPLOYEES TO BE INFORMED. Each de-
18 partment shall inform its employees of the provisions of
19 this chapter.

20 Sec. 39.20.400. DEFINITIONS. In secs. 310 -390 of
21 this chapter

22 (1) "unpaid compensation" means the pay, salary,
23 or allowances, or other compensation due on account of the
24 services of the decedent for the state;

25 (2) "employee" means a person entitled to receive
26 unpaid compensation from the state.

27 * Sec. 2. This Act is expressly declared to be retroactive to
28 March 26, 1964.

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* Sec. 3. This Act takes effect on the day after its passage and approval or on the day it becomes law without such approval.