

Introduced: 2/27/68  
Referred: Finance

1 IN THE SENATE

BY THE RULES COMMITTEE  
BY REQUEST OF THE GOVERNOR

2 SENATE BILL NO. 374

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to use of money credited to Alaska  
7 under Section 903 of the Social Security Act, as  
8 amended; and providing for an effective date."

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

10 \* Section 1. AS 23.20.130(a) is amended by adding new paragraphs to  
11 read:

12 (8) all money credited to Alaska's account in the  
13 unemployment trust fund pursuant to section 903 of the Social Security  
14 Act, as amended;

15 (9) all money received for the fund from any other source.

16 \* Sec. 2. AS 23.20.145(a) is amended to read:

17 (a) In accordance with regulations prescribed by the department,  
18 money shall be requisitioned from the state's account in the unemploy-  
19 ment trust fund solely for the payment of benefits and refunds except  
20 that money credited to the state's account pursuant to section 903  
21 of the Social Security Act, as amended, shall be used exclusively as  
22 provided in (f) - (h) of this section.

23 \* Sec. 3. AS 23.20.145 is amended by adding new subsections to read:

24 (f) Money credited to the account of this state in the unemploy-  
25 ment trust fund by the Secretary of the Treasury of the United States  
26 pursuant to section 903 of the Social Security Act may not be  
27 requisitioned from this state's account or used except for the payment  
28 of benefits and for the payment of expenses incurred for the admini-  
29 stration of this chapter. Such money may be requisitioned pursuant

1 to section 145(b) for the payment of benefits. Such money may also  
2 be requisitioned and used for the payment of expenses incurred for  
3 the administration of this chapter but only pursuant to a specific  
4 appropriation by the legislature and only if the expenses are  
5 incurred and the money is requisitioned after the enactment of an  
6 appropriation law which

7 (1) specifies the purpose for which the money is  
8 appropriated and the amount appropriated therefor;

9 (2) limits the period within which the money may be  
10 obligated to a period ending not more than two years after the date  
11 of the enactment of the appropriation law, and

12 (3) limits the amount which may be obligated during a  
13 fiscal year to an amount which does not exceed the amount by which  
14 (A) the aggregate of the amounts credited to the account of this  
15 state pursuant to section 903 of the Social Security Act during the  
16 same fiscal year and the nine preceding fiscal years, exceeds (B) the  
17 aggregate of the amounts obligated for administration and paid out  
18 for benefits and charged against the amounts credited to the account  
19 of this state during such ten fiscal years.

20 (g) Amounts credited to this state's account in the unemployment  
21 trust fund under section 903 of the Social Security Act which are  
22 obligated for administration or paid out for benefits shall be  
23 charged against equivalent amounts which were first credited and  
24 which are not already so charged; except that no amount obligated  
25 for administration during a fiscal year specified in this section may  
26 be charged against any amount credited during such a fiscal year  
27 earlier than the ninth preceding fiscal year.

28 (h) Money appropriated under this section for the payment of  
29 expenses of administration shall be requisitioned as needed for the

1 payment of obligations incurred under such appropriation and, upon  
2 requisition, shall be deposited in the employment security  
3 administration fund from which such payments shall be made. Money  
4 so deposited shall, until expended, remain a part of the unemployment  
5 fund and, if it will not be expended, shall be returned promptly to  
6 the account of this state in the unemployment trust fund.

7 \* Sec. 4. AS 23.20.155(b) is amended to read:

8 (b) All money deposited into this fund shall be continuously  
9 available to the department for expenditure in accordance with this  
10 chapter, and may not lapse at any time or be transferred to any other  
11 fund. All money in this fund, except money received under section  
12 145(h) of this chapter, which is received from the federal government  
13 or which is appropriated by the state for the purpose described in  
14 sec. 100 of this chapter shall be expended solely for the purpose and  
15 in the amount found necessary by the Secretary of Labor for  
16 administration of this chapter.

17 \* Sec. 5. AS 23.20.155(c) is amended to read:

18 (c) The fund consists of all money appropriated by this state;  
19 all money received from the federal government; all money received  
20 from another source for that purpose; money received from an agency  
21 of the United States or another state as compensation for services  
22 or facilities supplied to such agency; amounts received under a  
23 surety bond or insurance policy or from other sources for losses  
24 sustained by the employment security administration fund or by  
25 reason of damage to equipment or supplies purchased from money in  
26 the fund; and proceeds realized from the sale or disposition of  
27 equipment or supplies which are no longer necessary for the  
28 administration of this chapter. Notwithstanding any provision of  
29 this section, all money requisitioned and deposited in this fund

1 pursuant to sec. 145(h) of this chapter shall remain part of the  
2 unemployment fund and shall be used only in accordance with the  
3 conditions specified in secs. 145(f) - 145(h) of this chapter.

4 \* Sec. 6. AS 23.20.160 is amended to read:

5       Sec. 23.20.160. REIMBURSEMENT OF FUND. If money received [AFTER  
6 JUNE 30, 1941,] from the Department of Labor under Title III of the  
7 Social Security Act, [OR UNENCUMBERED BALANCES IN THE EMPLOYMENT  
8 SECURITY ADMINISTRATION FUND AS OF THAT DATE,] or money granted [AFTER  
9 THAT DATE] to this state under the Wagner-Peyser Act, as amended, or  
10 money made available by this state and matched by money granted to  
11 this state under the Wagner-Peyser Act, as amended, is found by the  
12 Secretary of Labor, because of any action or contingency, to have  
13 been lost or expended for a purpose other than or in an amount in  
14 excess of that found necessary by the Secretary of Labor for the  
15 proper administration of this chapter, it is the policy of the state  
16 that the money shall be replaced by money appropriated for the  
17 purpose from the general funds of the state to the employment  
18 security administration fund for expenditures as provided for in  
19 sec. 155 of this chapter. Upon receipt of notice of the finding by  
20 the Secretary of Labor, the department shall promptly report the  
21 amount required for replacement to the governor and the governor  
22 shall at the earliest opportunity submit to the legislature a  
23 request for the appropriation of the amount. [THIS SECTION DOES  
24 NOT RELIEVE THIS STATE OF ITS OBLIGATION WITH RESPECT TO FUNDS  
25 RECEIVED BEFORE JULY 1, 1941, UNDER TITLE III OF THE SOCIAL SECURITY  
26 ACT.]

27 \* Sec. 7. This Act takes effect on the day after its passage and  
28 approval or on the day it becomes law without approval.  
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