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Introduced: 2/8/71  
Referred: Labor & Management  
and Finance

1 IN THE HOUSE

BY THE RULES COMMITTEE  
BY REQUEST OF THE GOVERNOR

2 HOUSE BILL NO. 159

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act extending employment security coverage to  
7 employees of the state; and providing for an  
8 effective date."

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

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

12 (9) reimbursement of benefits paid pursuant to sec. 272  
13 of this chapter.

14 \* Sec. 2. AS 23.20 is amended by adding a new section to read:

15 Sec. 23.20.272. STATE PAYMENTS TO THE FUND. (a) Notwith-  
16 standing secs. 165 - 270 of this chapter, the state, in lieu of  
17 employer and employee contributions required by this chapter, shall  
18 pay to the commissioner for the unemployment compensation fund an  
19 amount equivalent to the amount of benefits paid to individuals  
20 based upon wages paid by the state.

21 (b) If an individual during the base period was employed by  
22 both the state and other employers subject to the provisions of this  
23 chapter, the amount to be paid into the fund by the state, with  
24 respect to that individual, shall be an amount equal to the  
25 additional cost of benefit payments made from the fund which would  
26 not have been incurred but for the inclusion of earnings from state  
27 employment in the individual's determination of benefit rights.

28 (c) The amount of payments required under this section to be  
29 paid into the fund shall be determined by the department once each

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1 quarter and paid at the times and in the manner prescribed by the  
2 commissioner.

3 \* Sec. 3. AS 23.20.325(a) is amended to read:

4 (a) A service performed for an employing unit, including [STATE  
5 DEPARTMENTS AND AGENCIES,] municipalities [,] or other political  
6 subdivisions of the state, which is excluded under the definition  
7 of employment, and with respect to which no payments are required  
8 under the employment security law of another state or of the federal  
9 government, is considered employment for all purposes of this  
10 chapter if the department approves a written election to that effect  
11 filed by the employing unit for which the service is performed, as  
12 of the date stated in the approval. The department may not approve  
13 an election unless it (1) includes all the service of the type  
14 specified in each establishment or place of business for which the  
15 election is made, and (2) is made for not less than two calendar  
16 years.

17 \* Sec. 4. AS 23.20.520(12) is amended to read:

18 (12) "employing unit" means an individual or type of  
19 organization, the State of Alaska, a partnership, or association,  
20 trust, estate, joint trust company, insurance company or domestic  
21 or foreign corporation, or the receiver, referee in bankruptcy,  
22 trustee, or successor of one of these, or the legal representative  
23 of a deceased person, which has or subsequent to January 1, 1937,  
24 had one or more individuals performing service for it within  
25 the state; an individual performing services inside the state for  
26 an employing unit which maintains two or more separate establishments  
27 inside the state is considered as employed by a single employing  
28 unit for the purposes of this chapter;

29 \* Sec. 5. AS 23.20.525(b) is amended by adding a new paragraph to read:

1 (5) service performed on and after April 1, 1970 by an  
2 individual for the state.

3 \* Sec. 6. AS 23.20.525(c)(12) is amended to read:

4 (12) service performed in the employ of [THIS STATE OR]  
5 a municipality or other political subdivision of this state, except  
6 as provided in sec. 325 of this chapter;

7 \* Sec. 7. AS 23.20.525(c) is amended by adding a new paragraph to read:

8 (22) service performed for the State of Alaska by:

9 (A) persons elected to public office by popular  
10 vote or appointed to fill vacancies in elected offices;

11 (B) justices of the supreme court, judges of the  
12 superior court, judges and magistrates of other state courts  
13 established by law;

14 (C) the administrative director of the state court  
15 system;

16 (D) the chief administrative officer of each house  
17 of the legislature;

18 (E) the head of each principal department in the  
19 executive branch;

20 (F) patients and inmates employed in state  
21 institutions;

22 (G) persons employed in a professional capacity to  
23 make a temporary and special inquiry, study, or examination as  
24 authorized by the governor, the legislature, or a legislative  
25 committee; and

26 (H) members of boards, commissions or authorities.

27 \* Sec. 8. Notwithstanding the provisions of AS 23.20.272(a) the state  
28 is not required to reimburse the unemployment compensation fund for the  
29 amount of benefits paid by the state after June 30, 1971 where such

1 benefits were based on wages paid by the state before July 1, 1971 and  
2 on which contributions were paid.

3 \* Sec. 9. AS 23.20.525(b)(5) is effective only as to benefit years  
4 established after June 30, 1971.

5 \* Sec. 10. This Act takes effect July 1, 1971.  
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