

Original sponsor: Banfield, Beirne,  
Chance, Fischer and McVeigh

Offered: 3/20/74  
Referred: Rules

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 CS FOR HOUSE BILL NO. 123

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act amending certain laws to comply with the  
7 'equal rights amendment' to the Constitution of the  
8 State of Alaska."

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

10 \* Section 1. AS 06.25.120(2) is repealed.

11 \* Sec. 2. AS 06.30.395 is amended to read:

12 Sec. 06.30.395. SAVINGS ACCOUNTS IN NAME OF [MARRIED WOMEN OR]  
13 MINORS. An association and any federal savings and loan association  
14 may issue a savings account to a [MARRIED WOMAN OR] minor as the sole  
15 and absolute owner of the savings account, and may receive payments by  
16 or for the owner, and pay withdrawals, accept pledges to the associa-  
17 tion, and act with respect to the accounts on the order of the [MARRIED  
18 WOMAN OR] minor. A payment or delivery of rights to a [MARRIED WOMAN  
19 OR TO A] minor, or a receipt of acquittance signed by a [MARRIED WOMAN  
20 OR BY A] minor, who holds a savings account, is a valid and sufficient  
21 release and discharge of the institution for payment made or delivery  
22 of rights to the [MARRIED WOMAN OR] minor. The [IN THE CASE OF A MINOR,  
23 THE] receipt, acquittance, pledge, or other action required by the  
24 institution to be taken by the minor is binding upon the minor with the  
25 same effect as if he were of full age and legal capacity. The parent  
26 or guardian of the minor in his capacity as parent or guardian may not  
27 attach or in any manner transfer a savings account issued to or in the  
28 name of the minor. However, in the case of the death of the minor the  
29 receipt or acquittance of either parent or of a person standing in

1 loco parentis to the minor is a valid and sufficient discharge of the  
2 institution for a sum not exceeding in the aggregate \$1,000 unless the  
3 minor has given written notice to the institution not to accept the  
4 signature of the parent or person.

5 \* Sec. 3. AS 08.28.320(10)(A) is amended to read:

6 (A) arranging, dressing, curling, waving, cleansing,  
7 singeing, bleaching, coloring, or similar work on a wig or hair  
8 piece of artificial or human hair, [INCLUDING A MAN'S TOUPEE] or  
9 upon the hair of a living person by any means;

10 \* Sec. 4. AS 08.28.320(10)(B) is amended to read:

11 (B) trimming [WOMEN'S] hair, as a part of [WOMEN'S]  
12 hairdressing;

13 \* Sec. 5. AS 09.15.010 is amended to read:

14 Sec. 09.15.010. PARENTS OR GUARDIAN MAY SUE FOR INJURIES OR DEATH  
15 TO CHILD. A parent [FATHER OR, IN CASE OF HIS DEATH OR DESERTION OF  
16 HIS FAMILY, THE MOTHER] may maintain an action as plaintiff for the  
17 injury or death of a child below the age of majority. A guardian may  
18 maintain an action as plaintiff for the injury or death of his ward.

19 \* Sec. 6. AS 09.15.020 is amended to read:

20 Sec. 09.15.020. PARENTS OR GUARDIAN MAY SUE FOR SEDUCTION OF  
21 CHILD [DAUGHTER]. A parent [FATHER OR, IN THE CASE OF HIS DEATH OR  
22 DESERTION OF HIS FAMILY, THE MOTHER] may maintain an action as plaintiff  
23 for the seduction of a child [DAUGHTER] below the age of majority. The  
24 guardian may maintain an action as plaintiff for the seduction of a  
25 ward. The action may be maintained even though the child [DAUGHTER] or  
26 ward is not living with or in the service of the plaintiff at the time  
27 of the seduction or afterwards and there is no loss of service.

28 \* Sec. 7. AS 09.15.030 is repealed.

29 \* Sec. 8. AS 09.45.500 is amended to read:

1           Sec. 09.45.500. [INCHOATE RIGHT OF DOWER AND] VESTED OR CON-  
2           TINGENT FUTURE RIGHTS OR ESTATE. In cases of sales in partition, when  
3           it appears [THAT A MARRIED WOMAN HAS AN INCHOATE RIGHT OF DOWER OR]  
4           that a person has a vested or contingent future right or estate in any  
5           of the property sold, the court shall determine the proportional value  
6           of the [INCHOATE,] contingent [,] or vested right or estate according  
7           to the principles of law applicable to annuities and survivorship, and  
8           shall direct that portion of the proceeds of the sale to be invested,  
9           secured, or paid over in a manner which will protect the rights and  
10          interests of the parties.

11       \* Sec. 9. AS 09.55.010. is amended to read:

12           Sec. 09.55.010. JURISDICTION IN ACTION FOR CHANGE OF NAME. A  
13          person may bring an action for change of name in the superior court. No  
14          change of name of a person may [EXCEPT A WOMAN UPON HER MARRIAGE OR  
15          DIVORCE SHALL] be made unless the court finds sufficient reasons for  
16          the change and also finds it consistent with the public interest. A  
17          change of name upon marriage or divorce meets these requirements.

18       \* Sec. 10. AS 09.55.110(1) is amended to read:

19           (1) inability to consummate the marriage [IMPOTENCY EXISTING]  
20          at the time of the marriage and continuing at the commencement of the  
21          action;

22       \* Sec. 11. AS 09.55.110(7) is repealed.

23       \* Sec. 12. AS 09.55.150 is amended to read:

24           Sec. 09.55.150. USE OF SPOUSE'S [HUSBAND'S] RESIDENCE [WHERE WIFE  
25          IS PLAINTIFF]. Where one spouse [THE WIFE] is plaintiff in an action  
26          for divorce or to declare void a marriage which was not solemnized in  
27          the state, the residence of the other spouse [HUSBAND] in this state  
28          inures to his [HER] benefit and he [SHE] may institute the action if  
29          the other spouse [HER HUSBAND] is at the time of its commencement

1 qualified as to residence to institute a similar action.

2 \* Sec. 13. AS 09.55.170 is amended to read:

3 Sec. 09.55.170. SEPARATE DOMICILE OR RESIDENCE. In an action  
4 [ACTIONS] for divorce, a spouse [WIVES] may acquire a separate resi-  
5 dence or domicile from that of the other spouse [HUSBAND] without  
6 reference among other factors to misconduct or consent of the other  
7 spouse [HUSBAND].

8 \* Sec. 14. AS 09.55.200(a) is amended to read:

9 (a) During the pendency of the action, the court may provide by  
10 order

11 (1) that one spouse [THE HUSBAND] pay an amount of money as  
12 may be necessary to enable the other spouse [WIFE] to prosecute or  
13 defend the action;

14 (2) for the care, custody, and maintenance of the minor  
15 children of the marriage during the pendency of the action;

16 (3) for the freedom of one spouse [THE WIFE] from the control  
17 of the other spouse [HUSBAND] during the pendency of the action.

18 \* Sec. 15. AS 09.55.210(5) is amended to read:

19 (5) for the appointment of one or more trustees to collect,  
20 receive, expend, manage, or invest, in the manner the court directs,  
21 any sum of money adjudged for the maintenance of one of the parties  
22 [THE WIFE] or the nurture and education of minor children committed to  
23 his [HER] care and custody;

24 \* Sec. 16. AS 09.55.210(7) is amended to read:

25 (7) to change the name of one of the parties [THE WIFE].

26 \* Sec. 17. AS 11.15.120 is amended to read:

27 Sec. 11.15.120. RAPE. A person who (1) has carnal knowledge of  
28 another [A FEMALE] person, forcibly and against the [HER] will of the  
29 other person, or (2) being 16 years of age, carnally knows and abuses

1 a [FEMALE] person under 16 years of age, with the person's [HER] consent,  
2 is guilty of rape.

3 \* Sec. 18. AS 11.15.130 is amended to read:

4 Sec. 11.15.130. PUNISHMENT FOR RAPE. (a) A person 19 years of  
5 age or older convicted of rape upon his daughter, son, [OR] sister or  
6 brother, or upon a [FEMALE] person under 16 years of age, is punishable  
7 by imprisonment in the penitentiary for any term of years.

8 (b) A person less than 19 years of age convicted for rape upon  
9 his daughter, son, [OR] sister or brother, or a [FEMALE] person under  
10 16 years of age, is punishable by imprisonment in the penitentiary for  
11 not more than 20 years.

12 (c) A person convicted of rape upon any other [FEMALE] person is  
13 punishable by imprisonment in the penitentiary for not more than 20  
14 years nor less than one year.

15 \* Sec. 19. AS 11.20.040 is amended to read:

16 Sec. 11.20.040. OFFENSE BY MARRIED PERSON [WOMAN]. Sections  
17 10 - 30 of this chapter extend to and include a married person [WOMAN]  
18 who commits any of the crimes specified, though the property burned or  
19 set on fire belongs wholly or in part to the other spouse [HER HUSBAND].

20 \* Sec. 20. AS 11.40.030 is repealed.

21 \* Sec. 21. AS 11.40.070 is repealed.

22 \* Sec. 22. AS 11.40.090 is amended to read:

23 Sec. 11.40.090. CONCEALMENT OF DEATH OF CHILD. A person [WOMAN]  
24 who conceals the death of an issue of a woman's [HER] body, so that it  
25 may not be known whether the issue was born alive or not, or whether  
26 or not it was murdered, upon conviction, is punishable by imprisonment  
27 in the penitentiary for not less than six months nor more than one year,  
28 or by imprisonment in a jail for not less than three months nor more  
29 than one year.

1 \* Sec. 23. AS 11.40.100 is amended to read:

2           Sec. 11.40.100. JOINDER OF OFFENSE WITH CHARGE OF MURDER. A  
3 person [WOMAN] indicted for the murder of his [HER] bastard infant may  
4 also be charged in the same indictment with the crime defined in sec. 90  
5 of this chapter, and if he [SHE] is found not guilty of the charge of  
6 murder he [SHE] may be found guilty of the crime defined in sec. 90  
7 of this chapter.

8 \* Sec. 24. AS 11.40.170(4) is amended to read:

9           (4) "sexually indecent comic book" is a comic book, the  
10 theme or plot of which is devoted primarily or in substantial part to  
11 sexually indecent subject matter such as adultery, homosexuality,  
12 sadism, masochism or other perversions or in which male and female  
13 characters are depicted in lewd, lascivious or suggestive amorous  
14 embraces or in which male or female characters are scantily or indecently  
15 clad or in which [THE BREASTS OF FEMALE CHARACTERS OR] the genital  
16 organs of male or female characters are exposed or partially exposed;

17 \* Sec. 25. AS 16.05.940(2) is amended to read:

18           (2) "commercial fisherman" means an individual who fishes  
19 commercially for, takes, or attempts to take fish, shellfish, or other  
20 fishery resources of the state by any means, and includes every in-  
21 dividual aboard a boat operated for fishing purposes who participates  
22 directly or indirectly in the taking of these raw fishery products,  
23 whether participation is on shares or as an employee or otherwise;  
24 however, this definition does not apply to anyone aboard a licensed  
25 vessel as a visitor or guest who does not directly or indirectly parti-  
26 cipate in the taking, or to the spouse [WIFE] of a commercial fisherman  
27 who does not receive income separate and distinct from that of the  
28 commercial fisherman spouse [HER HUSBAND] as a result of the spouse's  
29 [HER] participation; and the term "commercial fisherman" includes the  
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1 crews of tenders or other floating craft used in transporting fish;

2 \* Sec. 26. AS 18.50.160(e) is amended to read:

3 (e) If the mother was not married at the time of conception or  
4 birth, the name of the father shall not be entered on the certificate of  
5 birth unless paternity has been determined by a court of competent  
6 jurisdiction, or both the mother and father request the entry, or  
7 otherwise as specified by statute.

8 \* Sec. 27. AS 23.10.350(3) is amended to read:

9 (3) [IF THE MINOR IS A GIRL,] as a maid in a hotel or  
10 lodginghouse; or

11 \* Sec. 28. AS 23.25.010 is amended to read:

12 Sec. 23.25.010. LIABILITY TO EMPLOYEES FOR DEFECTS OR INSUFFI-  
13 CIENCY OF MACHINERY. A person engaged in manufacturing, mining, con-  
14 structing, building, or other business or occupation carried on by means  
15 of machinery or mechanical appliances is liable to an employee or, in  
16 the event of his death, to his personal representative for the benefit  
17 of his surviving spouse [WIDOW] and children, if any, or if none, then  
18 for his parents, or, if neither surviving spouse [WIDOW], nor children  
19 nor parents, then for his next of kin dependent upon him, for all  
20 damages which may result from the negligence of any of the employer's  
21 officers, agents, or employees, or by reason of defect or insufficiency  
22 due to the employer's negligence in the machinery, appliances and works.

23 \* Sec. 29. AS 23.30.095(e) is amended to read:

24 (e) The employee shall, after an injury, at reasonable times dur-  
25 ing the continuance of his disability if requested by his employer or,  
26 when ordered by the board, submit himself to an examination by a physi-  
27 cian or surgeon authorized to practice medicine under the laws of the  
28 state in which the employee may be found, furnished and paid for by the  
29 employer. The employee has the right to have a physician, paid for by

1 the employer, present at the examination or examinations. No fact  
2 relative to the injury or claim communicated to or otherwise learned by  
3 a physician or surgeon who may have attended or examined the employee,  
4 or who may have been present at an examination is privileged, either in  
5 the hearings provided for in this chapter or an action to recover  
6 damages against an employer who is subject to the compensation provisions  
7 of this chapter. If an employee refuses to submit himself to any  
8 examination provided for herein, his rights to compensation shall be  
9 suspended until the obstruction or refusal ceases, and his compensation  
10 during the period of suspension may, in the discretion of the board or  
11 the court determining an action brought for the recovery of damages  
12 hereunder, be forfeited. The board in any case of death may require an  
13 autopsy at the expense of the party requesting the autopsy. No autopsy  
14 may be held without notice first being given to the widow or widower or  
15 next of kin if they reside in the state or their whereabouts can be  
16 reasonably ascertained, of the time and place of the autopsy and reason-  
17 able time and opportunity given the widow or widower or next of kin to  
18 have a representative present to witness the autopsy. If no adequate  
19 notice is given, the findings from the autopsy may be suppressed on  
20 motion made to the board or to the superior court, as the case may be.

21 \* Sec. 30. AS 23.30.195(a) is amended to read:

22 (a) Compensation to which any claimant would be entitled under  
23 sec. 190 of this chapter excepting (20) of that section shall, notwith-  
24 standing death arising from causes other than the injury, be payable  
25 to and for the benefit of the persons following:

26 (1) if there be a widow [SURVIVING WIFE] or widower [DEP-  
27 ENDENT HUSBAND] and no child of the deceased, to the widow or widower  
28 [WIFE OR DEPENDENT HUSBAND];

29 (2) if there be a widow [SURVIVING WIFE] or widower [DE-

1 PENDING HUSBAND] and a surviving child of the deceased, one-half to  
2 the widow [SURVIVING WIFE] or widower [DEPENDENT HUSBAND], the other  
3 half to the surviving child;

4 (3) if there be a surviving child of the deceased, but no  
5 widow [SURVIVING WIFE] or widower [DEPENDENT HUSBAND], then to the  
6 child.

7 \* Sec. 31. AS 23.30.215(a) is amended to read:

8 (a) If the injury causes death, the compensation is known as a  
9 death benefit and is payable in the following amounts to or for the  
10 benefit of the following persons:

11 (1) reasonable and necessary funeral expenses not exceeding  
12 \$1,000;

13 (2) if there is a widow [SURVIVING WIFE] or widower [DE-  
14 PENDENT HUSBAND], to the widow [SURVIVING WIFE] or widower [DEPENDENT  
15 HUSBAND] 35 per cent of the average weekly wages of the deceased, during  
16 widowhood, or widowerhood with \$10,000 in one sum upon remarriage, but  
17 total compensation not to exceed \$20,000 in the aggregate; if there is  
18 a surviving child or children of the deceased, the additional amount of  
19 15 per cent of the average weekly wages for each child not to exceed 30  
20 per cent of the average weekly wages, but the total amount payable to  
21 a widow or widower and children may in no case exceed 65 per cent of the  
22 average weekly wages, except as provided in (b) of this section;

23 (3) if there is one or more surviving children of the de-  
24 ceased, but no widow [SURVIVING WIFE] or widower [DEPENDENT HUSBAND],  
25 then for the support of the child or children 35 per cent of the  
26 average weekly wages of the deceased;

27 (4) if there is no widow [SURVIVING WIFE] or widower [DE-  
28 PENDENT HUSBAND] or child or children, then for the support of father,  
29 mother, grandchildren, brothers and sisters, if dependent upon the

1 deceased at the time of injury, 35 per cent of the average weekly wage  
2 of the deceased to such beneficiaries, share and share alike, not to  
3 exceed \$20,000 in the aggregate.

4 \* Sec. 32. AS 23.30.215(d) is amended to read:

5 (d) Compensation under this chapter to aliens not residents (or  
6 about to become nonresidents) of the United States or Canada is the same  
7 in amount as provided for residents, except that dependents in a  
8 foreign country are limited to widow or widower [SURVIVING WIFE] and  
9 child or children, or if there is no widow or widower [SURVIVING WIFE]  
10 and child or children, to surviving father or mother whom the employee  
11 has supported, either wholly or in part, for a period of one year before  
12 the date of injury. The board, at its option, or upon the application  
13 of the insurance carrier, may commute all future installments of  
14 compensation to be paid to an alien dependent who is not a resident of  
15 the United States or Canada by paying or causing to be paid to him  
16 one-half of the commuted amount of the future installments of compen-  
17 sation as determined by the board.

18 \* Sec. 33. AS 23.30.265(15) is amended to read:

19 (15) "married" includes a person who is divorced but is  
20 required by the decree of divorce to contribute to the support of his  
21 former spouse [WIFE];

22 \* Sec. 34. AS 23.30.265(22) is amended to read:

23 (22) "widower" includes only the decedent's husband living  
24 with or dependent for support upon her [WHO] at the time of her death,  
25 or living apart for justifiable cause or by reason of her desertion  
26 at such a time [LIVED WITH HER AND WAS DEPENDENT FOR SUPPORT UPON HER];

27 \* Sec. 35. AS 25.05.011(a)(1) is amended to read:

28 (1) a person [MALE] who is 19 years of age or older [WITH A  
29 FEMALE WHO IS 18 YEARS OF AGE OR OLDER], who is [ARE] otherwise capable,

1 or

2 \* Sec. 36. AS 25.05.171(a) is amended to read:

3 (a) A license may be issued to a person under the legal age of  
4 marriage if he or she has attained the marriageable age of consent,  
5 which is 18 years of age [FOR MALES AND 16 YEARS OF AGE FOR FEMALES],  
6 but only if the consent of the minor's parents, or guardian, or of the  
7 parent having actual care, custody, and control of the minor is obtained.  
8 Consent shall be given by them under oath and filed of record in the  
9 office of the licensing officer and entered by him on the marriage  
10 license docket before he issues the license. If there is no guardian  
11 of the minor or if there is no competent person having actual care,  
12 custody, and control of the minor, then the licensing officer may, in  
13 his discretion, make an order consenting to the marriage of the minor.

14 \* Sec. 37. AS 25.15.060 is amended to read:

15 Sec. 25.15.060. CONTROL AND LIABILITY OF SEPARATE PROPERTY OF  
16 SPOUSE [WIFE]. The property and pecuniary rights of every married  
17 person [WOMAN] at the time of [HER] marriage or afterwards which are  
18 acquired by gift, devise, or inheritance are not subject to the debts  
19 or contracts of the other spouse [HER HUSBAND], and each spouse [SHE]  
20 may manage, sell, convey, or devise the property and pecuniary rights  
21 by will his separate property [TO THE SAME EXTENT AND IN THE SAME  
22 MANNER THAT HER HUSBAND CAN DO SO WITH PROPERTY BELONGING TO HIM].

23 \* Sec. 38. AS 25.15.070 is repealed.

24 \* Sec. 39. AS 25.15.080 is repealed.

25 \* Sec. 40. AS 25.15.090 is repealed.

26 \* Sec. 41. AS 25.15.100 is amended to read:

27 Sec. 25.15.100. MARRIED PERSON [WOMAN] MAY CONTRACT OR INCUR  
28 LIABILITIES. A married person [WOMAN] may make contracts, and may  
29 incur liabilities, and the contracts and liabilities may be enforced

1 by or against him [HER] to the same extent and in the same manner as  
2 if he [SHE] were unmarried.

3 \* Sec. 42. AS 25.15.110 is amended to read:

4 Sec. 25.15.110. LAWS IMPOSING CIVIL DISABILITIES UPON MARRIED  
5 PERSONS [WOMAN] REPEALED. All laws which impose or recognize civil  
6 disabilities upon a married person [WOMAN] which are not imposed or  
7 recognized as existing as to the other spouse [HUSBAND] are repealed.  
8 For any unjust usurpation of his [HER] property or natural rights a  
9 married person [WOMAN] has the same right to appeal in his [HER] own  
10 name alone to all courts for redress that the other spouse [HUSBAND] has.

11 \* Sec. 43. AS 25.20.020 is amended to read:

12 Sec. 25.20.020. ARRIVAL [FEMALE ARRIVES] AT MAJORITY UPON MARRIAGE.  
13 A [FEMALE] person arrives [IS CONSIDERED TO ARRIVE] at the age of  
14 majority upon being married according to law, unless he is under the  
15 marriageable age of consent as defined in AS 25.05.171(a), in which case  
16 he reaches majority upon reaching the marriageable age of consent.

17 \* Sec. 44. AS 25.20.040 is amended to read:

18 Sec. 25.20.040. MAINTENANCE AND EDUCATION OF MINOR OUT OF INCOME  
19 OF HIS PROPERTY. If a minor who has a parent [FATHER] living has  
20 property the income of which is sufficient for his maintenance and  
21 education in a manner more expensive than the parent [FATHER] can  
22 reasonably afford, regard being had to the situation of the parent's  
23 [FATHER'S] family and to all the circumstances of the case, the expenses  
24 of the maintenance and education of the child may be defrayed out of the  
25 income of his own property, in whole or in part, as shall be judged  
26 reasonable by the court, and the charges therefor may be allowed accor-  
27 dingly in the settlement of the accounts of his guardian.

28 \* Sec. 45. AS 26.05.030(e) is repealed.

29 \* Sec. 46. AS 34.15.020 is repealed.

1 \* Sec. 47. AS 34.15.190 is amended to read:

2       Sec. 34.15.190. ACKNOWLEDGMENT BY A MARRIED PERSON [WOMAN]. The  
3 acknowledgment of a married person [WOMAN] to a conveyance of real  
4 property in this state is taken in the same manner as if the person  
5 [SHE] were unmarried.

6 \* Sec. 48. AS 39.20.280 is amended to read:

7       Sec. 39.20.280. MATERNITY LEAVE. Female employees taking leave  
8 of absence for childbirth are entitled to take a total of nine weeks'  
9 leave of absence immediately preceding and following childbirth. This  
10 leave shall be charged first to sick leave and if that is not sufficient  
11 then to annual leave, provided that after sick and annual leave have  
12 been used, the employee shall be granted leave without pay for the  
13 balance of the period of nine weeks. Except as otherwise provided in  
14 this section, a person taking maternity leave shall be treated as any  
15 other employee taking sick leave.

16 \* Sec. 49. AS 39.35.210 is amended to read:

17       Sec. 39.35.210. REFUND UPON TERMINATION OF EMPLOYMENT BY DEATH.  
18 Upon termination of employment by reason of an employee's death, the  
19 employee's beneficiary shall be paid the balance, as of the date of  
20 the employee's death, of (1) the employee contribution account, if a  
21 joint and survivor option under sec. 450 of this chapter is not in effect  
22 and if a surviving spouse's [WIDOW'S] pension under sec. 430 of this  
23 chapter does not become payable, and (2) the employee savings account.

24 \* Sec. 50. AS 39.35.230(1) is amended to read:

25       (1) the excess of the balance in the employee contribution  
26 account of the deceased employee as of the date of the beginning of the  
27 employee's pension payments over the sum of the pension payments pre-  
28 viously received by the employee, but this amount may not be paid if a  
29 joint and survivor option under sec. 450 of this chapter is in effect

1 or if a surviving spouse's [WIDOW'S] pension under sec. 440 of this  
2 chapter is payable; and

3 \* Sec. 51. AS 39.35.480(b) is amended to read:

4 (b) A person [WIDOW] who receives a surviving spouse's [WIDOW'S]  
5 pension, as long as he [SHE] resides in the state, shall receive a cost  
6 of living allowance in addition to the surviving spouse's [HER WIDOW'S]  
7 pension. The amount of this allowance is equal to 75 per cent of the  
8 cost of living allowance that was or would have been payable to the  
9 retired employee under this section.

10 \* Sec. 52. AS 39.35.620(b)(2) is amended to read:

11 (2) to fund in advance the benefits of retired employees,  
12 surviving spouses [WIDOWS], and beneficiaries who are receiving or are  
13 eligible to receive benefits on the date of termination appropriately  
14 adjusted for any payments made under (b)(1) of this section;

15 \* Sec. 53. AS 39.35.680(18) is repealed.

16 \* Sec. 54. AS 43.45.010(a) is amended to read:

17 (a) There is imposed a school tax of \$10 a year upon each person  
18 19 years of age or older gainfully employed in the state or on the  
19 waters of the state, except (1) a married person [WOMAN] who is unem-  
20 ployed and entirely dependent upon the income of the spouse [HER HUSBAND]  
21 and whose spouse [HUSBAND] has paid a school tax, and (2) a person  
22 exempt under sec. 20 of this chapter.

23 \* Sec. 55. AS 43.31.020(1) is amended to read:

24 (1) enforce the laws, and adopt regulations under them con-  
25 cerning employer-employee relationships, including the safety, hours  
26 of work, wages, and conditions of workers, including [WOMEN AND]  
27 children;  
28  
29