

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 04.10.040(b) is amended to read:

11 (b) A citizen of the United States, over the age of 19 years and
12 of good moral character, may be regularly employed as a waiter or
13 waitress in an establishment operating under a beverage dispensary
14 license. The duties of waiters and waitresses employed therein shall
15 be confined to taking orders and serving beverages, alcoholic or
16 otherwise, and food. Waiters and waitresses employed under this
17 section may not solicit or encourage the purchase of beverages,
18 alcoholic or otherwise by a patron of the premises, whether the
19 beverage is for the patron or for another. No waiter or waitress may
20 accept any beverage, alcoholic or otherwise, purchased for him or her
21 by a patron of the establishment. [THE LICENSED PREMISES MUST APPLY
22 FOR AND RECEIVE A PERMIT FROM THE BOARD TO EMPLOY FEMALE PERSONS AS
23 WAITRESSES.]

24 * Sec. 2. AS 06.25.120(2) is repealed.

25 * Sec. 3. AS 06.30.395 is amended to read:

26 Sec. 06.30.395. SAVINGS ACCOUNTS IN NAME OF [MARRIED WOMEN OR]
27 MINORS. An association and any federal savings and loan association
28 may issue a savings account to a [MARRIED WOMAN OR] minor as the sole
29 and absolute owner of the savings account, and may receive payments by

1 or for the owner, and pay withdrawals, accept pledges to the association,
2 and act with respect to the accounts on the order of the [MARRIED
3 WOMAN OR] minor. A payment or delivery of rights to a [MARRIED WOMAN
4 OR TO A] minor, or a receipt of acquittance signed by a [MARRIED WOMAN
5 OR BY A] minor, who holds a savings account, is a valid and sufficient
6 release and discharge of the institution for payment made or delivery
7 of rights to the [MARRIED WOMAN OR] minor. The [IN THE CASE OF A
8 MINOR, THE] receipt, acquittance, pledge, or other action required by
9 the institution to be taken by the minor is binding upon the minor
10 with the same effect as if he were of full age and legal capacity.
11 The parent or guardian of the minor in his capacity as parent or
12 guardian may not attach or in any manner transfer a savings account
13 issued to or in the name of the minor. However, in the case of the
14 death of the minor the receipt or acquittance of either parent or of a
15 person standing in loco parentis to the minor is a valid and sufficient
16 discharge of the institution for a sum not exceeding in the aggregate
17 \$1,000 unless the minor has given written notice to the institution
18 not to accept the signature of the parent or person.

19 * Sec. 4. AS 08.28.320(10)(A) is amended to read:

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

24 * Sec. 5. AS 08.28.320(10)(B) is amended to read:

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

27 * Sec. 6. AS 09.15.010 is amended to read:

28 Sec. 09.15.010. PARENTS OR GUARDIAN MAY SUE FOR INJURIES OR
29 DEATH TO CHILD. A parent [FATHER OR, IN CASE OF HIS DEATH OR DESERTION

1 OF HIS FAMILY, THE MOTHER] may maintain an action as plaintiff for the
2 injury or death of a child below the age of majority. A guardian may
3 maintain an action as plaintiff for the injury or death of his ward.

4 * Sec. 7. AS 09.15.020 is amended to read:

5 Sec. 09.15.020. PARENTS OR GUARDIAN MAY SUE FOR SEDUCTION OF
6 CHILD [DAUGHTER]. A parent [FATHER OR, IN THE CASE OF HIS DEATH OR
7 DESERTION OF HIS FAMILY, THE MOTHER] may maintain an action as plaintiff
8 for the seduction of a child [DAUGHTER] below the age of majority.
9 The guardian may maintain an action as plaintiff for the seduction of
10 a ward. The action may be maintained even though the child [DAUGHTER]
11 or ward is not living with or in the service of the plaintiff at the
12 time of the seduction or afterwards and there is no loss of service.

13 * Sec. 8. AS 09.15.030 is repealed.

14 * Sec. 9.. AS 09.45.500 is amended to read:

15 Sec. 09.45.500. [INCHOATE RIGHT OF DOWER AND] VESTED OR CON-
16 TINGENT FUTURE RIGHTS OR ESTATE. In cases of sales in partition, when
17 it appears [THAT A MARRIED WOMAN HAS AN INCHOATE RIGHT OF DOWER OR]
18 that a person has a vested or contingent future right or estate in any
19 of the property sold, the court shall determine the proportional value
20 of the [INCHOATE,] contingent [,] or vested right or estate according
21 to the principles of law applicable to annuities and survivorship, and
22 shall direct that portion of the proceeds of the sale to be invested,
23 secured, or paid over in a manner which will protect the rights and
24 interests of the parties.

25 * Sec. 10. AS 09.55.010. is amended to read:

26 Sec. 09.55.010. JURISDICTION IN ACTION FOR CHANGE OF NAME. A
27 person may bring an action for change of name in the superior court.
28 No change of name of a person may [EXCEPT A WOMAN UPON HER MARRIAGE OR
29 DIVORCE SHALL] be made unless the court finds sufficient reasons for

1 the change and also finds it consistent with the public interest. A
2 change of name upon marriage or divorce meets these requirements.

3 * Sec. 11. AS 09.55.110(1) is amended to read:

4 (1) inability to consummate the marriage [IMPOTENCY EXISTING]
5 at the time of the marriage and continuing at the commencement of the
6 action;

7 * Sec. 12. AS 09.55.110(7) is repealed.

8 * Sec. 13. AS 09.55.150 is amended to read:

9 Sec. 09.55.150. USE OF SPOUSE'S [HUSBAND'S] RESIDENCE [WHERE
10 WIFE IS PLAINTIFF]. Where one spouse [THE WIFE] is plaintiff in an
11 action for divorce or to declare void a marriage which was not solem-
12 nized in the state, the residence of the other spouse [HUSBAND] in
13 this state inures to his [HER] benefit and he [SHE] may institute the
14 action if the other spouse [HER HUSBAND] is at the time of its commence-
15 ment qualified as to residence to institute a similar action.

16 * Sec. 14. AS 09.55.170 is amended to read:

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

22 * Sec. 15. AS 09.55.200(a) is amended to read:

23 (a) During the pendency of the action, the court may provide by
24 order

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

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

1 (3) for the freedom of one spouse [THE WIFE] from the
2 control of the other spouse [HUSBAND] during the pendency of the
3 action;

4 * Sec. 16. AS 09.55.210(5) is amended to read:

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

10 * Sec. 17. AS 09.55.210(7) is amended to read:

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

12 * Sec. 18. AS 11.15.120 is amended to read:

13 Sec. 11.15.120. RAPE. A person who (1) has carnal knowledge of
14 another [A FEMALE] person, forcibly and against the [HER] will of the
15 other person, or (2) being 16 years of age, carnally knows and abuses
16 a [FEMALE] person under 16 years of age, with the person's [HER]
17 consent, is guilty of rape.

18 * Sec. 19. AS 11.15.130 is amended to read:

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

23 (b) A person less than 19 years of age convicted of rape upon
24 his daughter, son, [OR] sister or brother, or a [FEMALE] person under
25 16 years of age, is punishable by imprisonment in the penitentiary for
26 not more than 20 years.

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

1 * Sec. 20. AS 11.20.040 is amended to read:

2 Sec. 11.20.040. OFFENSE BY MARRIED PERSON [WOMAN]. Sections
3 10 - 30 of this chapter extend to and include a married person [WOMAN]
4 who commits any of the crimes specified, though the property burned
5 or set on fire belongs wholly or in part to the other spouse [HER
6 HUSBAND].

7 * Sec. 21. AS 11.40.030 is repealed.

8 * Sec. 22. AS 11.40.070 is repealed.

9 * Sec. 23. AS 11.40.090 is amended to read:

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

17 * Sec. 24. AS 11.40.100 is amended to read:

18 Sec. 11.40.100. JOINDER OF OFFENSE WITH CHARGE OF MURDER. A
19 person [WOMAN] indicted for the murder of his [HER] bastard infant may
20 also be charged in the same indictment with the crime defined in sec.
21 90 of this chapter, and if he [SHE] is found not guilty of the charge
22 of murder he [SHE] may be found guilty of the crime defined in sec. 90
23 of this chapter.

24 * Sec. 25. AS 11.40.170(4) is amended to read:

25 (4) "sexually indecent comic book" is a comic book, the
26 theme or plot of which is devoted primarily or in substantial part to
27 sexually indecent subject matter such as adultery, homosexuality,
28 sadism, masochism or other perversions or in which male and female
29 characters are depicted in lewd, lascivious or suggestive amorous

1 embraces or in which male or female characters are scantily or indecently
2 clad or in which [THE BREASTS OF FEMALE CHARACTERS OR] the genital organs
3 of male or female characters are exposed or partially exposed;

4 * Sec. 26. AS 16.05.940(2) is amended to read:

5 (2) "commercial fisherman" means an individual who fishes
6 commercially for, takes, or attempts to take fish, shellfish, or other
7 fishery resources of the state by any means, and includes every in-
8 dividual aboard a boat operated for fishing purposes who participates
9 directly or indirectly in the taking of these raw fishery products,
10 whether participation is on shares or as an employee or otherwise;
11 however, this definition does not apply to anyone aboard a licensed
12 vessel as a visitor or guest who does not directly or indirectly
13 participate in the taking, or to the spouse [WIFE] of a commercial
14 fisherman who does not receive income separate and distinct from that
15 of the commercial fisherman spouse [HER HUSBAND] as a result of the
16 spouse's [HER] participation; and the term "commercial fisherman"
17 includes the crews of tenders or other floating craft used in trans-
18 porting fish;

19 * Sec. 27. AS 18.50.160(e) is amended to read:

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

25 * Sec. 28. AS 23.10.350(3) is amended to read:

26 (3) [IF THE MINOR IS A GIRL,] as a maid in a hotel or
27 lodging house; or

28 * Sec. 29. AS 23.25.010 is amended to read:

29 Sec. 23.25.010. LIABILITY TO EMPLOYEES FOR DEFECTS OR INSUFFI-

1 CIENCY OF MACHINERY. A person engaged in manufacturing, mining, con-
2 structing, building, or other business or occupation carried on by
3 means of machinery or mechanical appliances is liable to an employee
4 or, in the event of his death, to his personal representative for the
5 benefit of his surviving spouse [WIDOW] and children, if any, or if
6 none, then for his parents, or, if neither surviving spouse [WIDOW],
7 nor children nor parents, then for his next of kin dependent upon him,
8 for all damages which may result from the negligence of any of the
9 employer's officers, agents, or employees, or by reason of defect or
10 insufficiency due to the employer's negligence in the machinery,
11 appliances and works.

12 * Sec. 30. AS 23.30.095(e) is amended to read:

13 (e) The employee shall, after an injury, at reasonable times
14 during the continuance of his disability if requested by his employer
15 or, when ordered by the board, submit himself to an examination by a
16 physician or surgeon authorized to practice medicine under the laws of
17 the state in which the employee may be found, furnished and paid for
18 by the employer. The employee has the right to have a physician, paid
19 for by the employer, present at the examination or examinations. No
20 fact relative to the injury or claim communicated to or otherwise
21 learned by a physician or surgeon who may have attended or examined
22 the employee, or who may have been present at an examination is privi-
23 leged, either in the hearings provided for in this chapter or an
24 action to recover damages against an employer who is subject to the
25 compensation provisions of this chapter. If an employee refuses to
26 submit himself to any examination provided for herein, his rights to
27 compensation shall be suspended until the obstruction or refusal
28 ceases, and his compensation during the period of suspension may, in
29 the discretion of the board or the court determining an action brought

1 for the recovery of damages hereunder, be forfeited. The board in any
2 case of death may require an autopsy at the expense of the party
3 requesting the autopsy. No autopsy may be held without notice first
4 being given to the widow or widower or next of kin if they reside in
5 the state or their whereabouts can be reasonably ascertained, of the
6 time and place of the autopsy and reasonable time and opportunity
7 given the widow or widower or next of kin to have a representative
8 present to witness the autopsy. If no adequate notice is given, the
9 findings from the autopsy may be suppressed on motion made to the
10 board or to the superior court, as the case may be.

11 * Sec. 31. AS 23.30.195(a) is amended to read:

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

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

19 (2) if there be a widow [SURVIVING WIFE] or widower [DE-
20 PENDENT HUSBAND] and a surviving child of the deceased, one-half to
21 the widow [SURVIVING WIFE] or widower [DEPENDENT HUSBAND], the other
22 half to the surviving child;

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

26 * Sec. 32. AS 23.30.215(a) is amended to read:

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

1 (1) reasonable and necessary funeral expenses not exceeding
2 \$1,000;

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

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

18 (4) if there is no widow [SURVIVING WIFE] or widower [DE-
19 PENDENT HUSBAND] or child or children, then for the support of father,
20 mother, grandchildren, brothers and sisters, if dependent upon the
21 deceased at the time of injury, 35 per cent of the average weekly wage
22 of the deceased to such beneficiaries, share and share alike, not to
23 exceed \$20,000 in the aggregate.

24 * Sec. 33. AS 23.30.215(d) is amended to read:

25 (d) Compensation under this chapter to aliens not residents (or
26 about to become nonresidents) of the United States or Canada is the
27 same in amount as provided for residents, except that dependents in a
28 foreign country are limited to widow or widower [SURVIVING WIFE] and
29 child or children, or if there is no widow or widower [SURVIVING WIFE]

1 and child or children, to surviving father or mother whom the employee
2 has supported, either wholly or in part, for a period of one year
3 before the date of injury. The board, at its option, or upon the
4 application of the insurance carrier, may commute all future installments
5 of compensation to be paid to an alien dependent who is not a resident
6 of the United States or Canada by paying or causing to be paid to him
7 one-half of the commuted amount of the future installments of compensa-
8 tion as determined by the board.

9 * Sec. 34. AS 23.30.265(15) is amended to read:

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

13 * Sec. 35. AS 23.30.265(22) is amended to read:

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

18 * Sec. 36. AS 25.05.011(a)(1) is amended to read:

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

22 * Sec. 37. AS 25.05.171(a) is amended to read:

23 (a) A license may be issued to a person under the legal age of
24 marriage if he or she has attained the marriageable age of consent,
25 which is 18 years of age [FOR MALES AND 16 YEARS OF AGE FOR FEMALES],
26 but only if the consent of the minor's parents, or guardian, or of the
27 parent having actual care, custody, and control of the minor is obtained.
28 Consent shall be given by them under oath and filed of record in the
29 office of the licensing officer and entered by him on the marriage

1 license docket before he issues the license. If there is no guardian
2 of the minor or if there is no competent person having actual care,
3 custody, and control of the minor, then the licensing officer may, in
4 his discretion, make an order consenting to the marriage of the minor.

5 * Sec. 38. AS 25.15.060 is amended to read:

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

14 * Sec. 39. AS 25.15.070 is repealed.

15 * Sec. 40. AS 25.15.080 is repealed.

16 * Sec. 41. AS 25.15.090 is repealed.

17 * Sec. 42. AS 25.15.100 is amended to read:

18 Sec. 25.15.100. MARRIED PERSON [WOMAN] MAY CONTRACT OR INCUR
19 LIABILITIES. A married person [WOMAN] may make contracts, and may
20 incur liabilities, and the contracts and liabilities may be enforced
21 by or against him [HER] to the same extent and in the same manner as
22 if he [SHE] were unmarried.

23 * Sec. 43. AS 25.15.110 is amended to read:

24 Sec. 25.15.110. LAWS IMPOSING CIVIL DISABILITIES UPON MARRIED
25 PERSONS [WOMAN] REPEALED. All laws which impose or recognize civil
26 disabilities upon a married person [WOMAN] which are not imposed or
27 recognized as existing as to the other spouse [HUSBAND] are repealed.
28 For any unjust usurpation of his [HER] property or natural rights a
29 married person [WOMAN] has the same right to appeal in his [HER] own

1 name alone to all courts for redress that the other spouse [HUSBAND]
2 has.

3 * Sec. 44. AS 25.20.020 is amended to read:

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

10 * Sec. 45. AS 25.20.040 is amended to read:

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

21 * Sec. 46. AS 26.05.030(e) is repealed.

22 * Sec. 47. AS 34.15.020 is repealed.

23 * Sec. 48. AS 34.15.190 is amended to read:

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

28 * Sec. 49. AS 39.20.280 is amended to read:

29 Sec. 39.20.280. MATERNITY LEAVE. Female employees taking leave

1 of absence for childbirth are entitled to take a total of nine weeks'
2 leave of absence immediately preceding and following childbirth. This
3 leave shall be charged first to sick leave and if that is not sufficient
4 then to annual leave, provided that after sick and annual leave have
5 been used, the employee shall be granted leave without pay for the
6 balance of the period of nine weeks. Except as otherwise provided in
7 this section, a person taking maternity leave shall be treated as any
8 other employee taking sick leave.

9 * Sec. 50. AS 39.35.210 is amended to read:

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

18 * Sec. 51. AS 39.35.230(1) is amended to read:

19 (1) the excess of the balance in the employee contribution
20 account of the deceased employee as of the date of the beginning of
21 the employee's pension payments over the sum of the pension payments
22 previously received by the employee, but this amount may not be paid
23 if a joint and survivor option under sec. 450 of this chapter is in
24 effect or if a surviving spouse's [WIDOW'S] pension under sec. 440 of
25 this chapter is payable; and

26 * Sec. 52. AS 39.35.480(b) is amended to read:

27 (b) A person [WIDOW] who receives a surviving spouse's [WIDOW'S]
28 pension, as long as he [SHE] resides in the state, shall receive a
29 cost of living allowance in addition to the surviving spouse's [HER

1 WIDOW'S] pension. The amount of this allowance is equal to 75 per
2 cent of the cost of living allowance that was or would have been
3 payable to the retired employee under this section.

4 * Sec. 53. AS 39.35.620(b)(2) is amended to read:

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

9 * Sec. 54. AS 39.35.680(18) is repealed.

10 * Sec. 55. AS 43.45.010(a) is amended to read:

11 (a) There is imposed a school tax of \$10 a year upon each person
12 19 years of age or older gainfully employed in the state or on the
13 waters of the state, except (1) a married person [WOMAN] who is unem-
14 ployed and entirely dependent upon the income of the spouse [HER
15 HUSBAND] and whose spouse [HUSBAND] has paid a school tax, and (2) a
16 person exempt under sec. 20 of this chapter.

17 * Sec. 56. AS 44.31.020(1) is amended to read:

18 (1) enforce the laws, and adopt regulations under them con-
19 cerning employer-employee relationships, including the safety, hours
20 of work, wages, and conditions of workers, including [WOMEN AND]
21 children;