

Original sponsor: Rules Committee by
request of the Legislative Council

Offered: 4/13/74
Referred: Rules

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 SENATE CS FOR HOUSE BILL NO. 817

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making corrective amendments in the Alaska
7 Statutes as recommended by the revisor of statutes."

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

9 * Section 1. AS 01.05.011 is amended to read:

10 Sec. 01.05.011. DESIGNATION AND CITATION. The bulk formal revi-
11 sion of Alaska law adopted and enacted into law by sec. 6 of this
12 chapter and as amended and supplemented is known as the "Alaska Statutes"
13 and may be cited "AS" followed by the number of the title, chapter, and
14 section, separated by periods. Example: this title may be cited "AS 1";
15 this chapter may be cited "AS 01.05"; this section may be cited
16 "AS 01.05.011." Except as otherwise indicated by the context, citations
17 in accordance with this section include amendments and reenactments
18 of the provision cited.

19 * Sec. 2. AS 04.10.139 is amended to read:

20 Sec. 04.10.139. COMMUNITY LIQUOR LICENSES. The holder of a
21 community liquor license must be a first or second class city [OF ANY
22 CLASS]. A city [OF ANY CLASS] which has within its municipal boundaries
23 a liquor license coming under sec. 20(a) or (g) of this chapter and
24 issued to a private person within the city before June 1, 1970 is not
25 eligible for a community liquor license, except that a city [OF ANY
26 CLASS] having held a liquor license through a local corporation or other-
27 wise before June 1, 1970 is eligible for the license. Community liquor
28 licenses issued under this section are restricted to the types of licenses
29 authorized under sec. 20(a) and (g) of this chapter. This section does

1 not change the provisions of sec. 430 of this chapter providing for
2 local option elections.

3 * Sec. 3. AS 08.04.110(1) is repealed.

4 * Sec. 4. AS 08.04.280(1) is repealed.

5 * Sec. 5. AS 08.04.690 is amended to read:

6 Sec. 08.04.690. SHORT TITLE. This chapter may be cited as the
7 Accountancy Act [OF 1960].

8 * Sec. 6. AS 08.08.130(a) is repealed and re-enacted to read:

9 (a) A person is eligible for admission to the Alaska Bar if he

10 (1) is a citizen of the United States, or is a resident alien
11 in the United States;

12 (2) has been a bona fide resident of the state for at least
13 30 days immediately before the date of his examination and continuing to
14 and including the date of his admission;

15 (3) is a graduate of a law school which was accredited or
16 approved by the Council of Legal Education of the American Bar Associa-
17 tion or the Association of American Law Schools when the applicant
18 entered or graduated;

19 (4) has attained the age of 19 years;

20 (5) is of good moral character;

21 (6) has passed a bar examination given by the Alaska Bar.

22 * Sec. 7. AS 08.08.140 is repealed and re-enacted to read:

23 Sec. 08.08.140. OUT-OF-STATE ATTORNEYS. An attorney may request
24 examination as an attorney applicant. As a prerequisite to admission
25 to the Alaska Bar the board shall require an attorney applicant to take
26 and pass the attorney bar examination. An applicant is eligible for
27 examination under this section if he

28 (1) has passed a written examination required by another
29 state, territory or the District of Columbia for admission to the

1 practice of law;

2 (2) has engaged in the active practice of law for at least
3 seven years before filing the application, excluding time spent in the
4 military service of the United States; and

5 (3) meets the requirements established by sec. 130(a)(1) -
6 (5) of this chapter.

7 * Sec. 8. AS 08.08.180 is amended to read:

8 Sec. 08.08.180. NONPAYMENT OF FEES. Any member, active or inac-
9 tive, failing to pay any fees within 60 days after they become due,
10 after notice to the member, and a hearing if appropriate, shall be
11 suspended from membership in the Alaska Bar. He may be reinstated upon
12 payment of accrued fees and such penalties as may be imposed by the
13 board, not exceeding double the amount of the delinquent fees.

14 * Sec. 9. AS 08.18.081(a) is amended to read:

15 (a) A person having a claim against a contractor for any of the
16 items referred to in sec. 71 of this chapter may bring suit upon the
17 bond in the superior court of the judicial district in which the work
18 is done or of any judicial district in which jurisdiction of the con-
19 tractor may be obtained. A copy of the complaint shall be served by
20 registered or certified mail upon the commissioner at the time suit is
21 filed and the commissioner shall maintain a record, available for public
22 inspection, of all suits commenced. Two additional copies shall be
23 served upon the director of the division of insurance with the payment
24 of \$5 to the director taxable as costs in the action. This service
25 upon the director shall constitute service on the surety and the
26 director [COMMISSIONER] shall transmit the complaint or a copy of it
27 to the surety within 72 hours after it has been received. The surety
28 upon the bond is not liable in an aggregate amount in excess of that
29 named in the bond, but in case claims pending at any one time exceed

1 the amount of the bond, the claims shall be satisfied from the bond in
2 the following order:

3 (1) labor, including employee benefits;

4 (2) taxes and contributions due the state, city and borough,
5 in that order;

6 (3) material and equipment;

7 (4) claims for breach of contract;

8 (5) repair of public facilities.

9 * Sec. 10. AS 08.36.110(3) is repealed.

10 * Sec. 11. AS 08.52.070 is amended to read:

11 Sec. 08.52.070. PERSONS EXEMPT. Persons employed in mining
12 operations [MINES] as defined in AS 27.20.061 [AS 27.20.480] are exempt
13 from the provisions of this chapter.

14 * Sec. 12. AS 08.54.190(b) is amended to read:

15 (b) No license may be issued to a class-A assistant guide or
16 assistant guide who has failed to renew his license for two consecutive
17 years unless he again meets the qualifications for initial issuance of
18 the license.

19 * Sec. 13. AS 08.64.370(4) is repealed.

20 * Sec. 14. AS 08.71.080 is amended to read:

21 Sec. 08.71.080. LICENSE REQUIRED. No person may act as a dis-
22 pensing optician in the state unless he is licensed under this chapter.
23 In order to be licensed under this chapter, a person shall pass an
24 examination given by the board, unless he is eligible for licensing
25 without examination under sec. 150 of this chapter. A license shall
26 be issued for (1) the dispensing of contact lenses, or (2) the dis-
27 pensing of other lenses, eyeglasses, spectacles, artificial eyes, and
28 their appurtenances, or (3) both. The board shall by endorsement on the
29 license designate for which aspect of dispensing opticianry the license

1 is issued. The board shall license successful examinees.

2 * Sec. 15. AS 08.71.090 is amended to read:

3 Sec. 08.71.090. CONTENT OF EXAMINATION. To be licensed as a dis-
4 pensing optician a person, unless eligible for licensing without
5 examination under sec. 150 of this chapter, shall pass an examination
6 given by the board. At the discretion of the board, the examination
7 may test orally, in writing, or otherwise, knowledge and skills in any
8 or all of the following subjects: optics, anatomy, laboratory tech-
9 nology, ophthalmic dispensing, contact lens technology, technical mathe-
10 matics and physics, and business concepts of optical dispensing.

11 * Sec. 16. AS 08.80.110(1) is amended to read:

12 (1) be [A CITIZEN OF THE UNITED STATES AND] fluent in the
13 reading, writing and speaking of the English language;

14 * Sec. 17. AS 08.88.211(a)(5) and (b)(4) are repealed.

15 * Sec. 18. AS 12.25.150(a) is amended to read:

16 (a) The [EXCEPT AS OTHERWISE PROVIDED IN SEC. 180 OF THIS CHAPTER,
17 THE] person arrested shall be taken before the judge or magistrate
18 without unnecessary delay, and in any event within 24 hours after his
19 arrest, including Sundays and holidays. This requirement applies to
20 municipal police officers to the same extent as it does to state
21 troopers.

22 * Sec. 19. AS 12.25.180 is amended to read:

23 Sec. 12.25.180. WHEN PEACE OFFICER HAS OPTION TO TAKE PERSON
24 BEFORE JUDGE OR MAGISTRATE. When a person is stopped or contacted by
25 a peace officer [ARRESTED] for the commission of a misdemeanor or the
26 violation of a municipal ordinance, he may, in the discretion of the
27 contacting [ARRESTING] peace officer, be issued a citation instead of
28 being taken before a judge or magistrate under sec. 150 of this chapter,
29 unless

1 (1) the person does not furnish satisfactory evidence of
2 identity or the contacting [ARRESTING] officer has reasonable and
3 probable cause to believe the person will disregard a written promise
4 to appear in court;

5 (2) the contacting [ARRESTING] officer has reasonable and
6 probable cause to believe the person is a danger to himself or others;

7 (3) the crime for which the person is contacted [ARRESTED]
8 is one involving violence or harm to another person or to property; or

9 (4) the person asks to be taken before a judge or magistrate
10 under sec. 150 of this chapter.

11 * Sec. 20. AS 12.25.190 is amended to read:

12 Sec. 12.25.190. WHEN PERSON TO BE GIVEN FIVE-DAY NOTICE TO APPEAR
13 IN COURT. (a) When a person is contacted by a peace officer [ARRESTED]
14 and the [ARRESTING] peace officer exercises the option provided for
15 in sec. 180 of this chapter, the officer shall prepare a written cita-
16 tion and issue it to the [ARRESTED] person.

17 (b) The time specified in the notice to appear shall be at least
18 five days after the alleged violation or the issuance of the citation
19 [ARREST], whichever is later, unless the person cited [ARRESTED]
20 requests an earlier hearing.

21 (c) The person cited [ARRESTED] for the crime shall give his
22 written promise to appear in court by signing at least one copy of the
23 written citation prepared by the peace officer and the officer shall
24 deliver a copy of the citation to the person.

25 * Sec. 21. AS 14.25.220(5) is amended to read:

26 (5) "membership service" means service as a teacher in a
27 public school within the Territory or State of Alaska, or both, under
28 the supervision and control of the Territorial Board of Education or
29 the Department of Education, the school board of any city or borough

1 [PUBLIC] school district, or the Board of Regents of the University of
2 Alaska, or any period during which the teacher is on an approved
3 sabbatical leave granted in accordance with AS 14.20.310 or is receiving
4 a disability retirement salary;

5 * Sec. 22. AS 14.33.050 is amended to read:

6 Sec. 14.33.050. COOPERATION WITH LAW ENFORCEMENT AUTHORITIES. The
7 state troopers [POLICE] or the police department of a political subdivi-
8 sion of the state may, upon request by the department, a school board,
9 or a private or denominational school, assist in the training and
10 control of safety patrols.

11 * Sec. 23. AS 14.40.500 is amended to read:

12 Sec. 14.40.500. PAYMENT OF SCHOLARSHIPS. Payment of the scholar-
13 ships shall be made monthly to the university upon vouchers drawn upon
14 the Department of Administration [REVENUE] and duly certified by the
15 treasurer and the president of the Board of Regents. No payments may
16 be made in excess of amounts specifically appropriated for this purpose.

17 * Sec. 24. AS 16.05.230 is amended to read:

18 Sec. 16.05.230. TERM OF OFFICE. The term of office for members
19 of the board is four years. [THE FIRST MEMBERS APPOINTED SERVE AS
20 FOLLOWS: TWO MEMBERS SHALL SERVE FOR ONE YEAR, TWO FOR TWO YEARS,
21 TWO FOR THREE YEARS, AND FOUR FOR FOUR YEARS, RESPECTIVELY. THE
22 ELEVENTH AND TWELFTH MEMBERS APPOINTED SHALL SERVE TERMS OF TWO AND
23 FOUR YEARS, RESPECTIVELY. INITIAL TERMS DATE FROM THE FIRST OF
24 FEBRUARY IMMEDIATELY PRECEDING APPOINTMENT.] If a vacancy occurs,
25 the governor shall fill it by appointment for the unexpired term. The
26 appointment shall be submitted to the legislature for confirmation at
27 the next regular or special session.

28 * Sec. 25. AS 16.05.700 is repealed.

29 * Sec. 26. AS 16.05.940(14) is amended to read:

1 (14) "resident" means a person who for 12 consecutive
2 months has maintained a permanent place of abode in the state and
3 who has continually maintained his voting residence in the state;
4 and in the case of a partnership, association, joint stock company,
5 trust, or corporation, "resident" means one that has its main office
6 or headquarters in the state; however, a member of the military
7 service who has been stationed in the state for the preceding 12 con-
8 secutive months is a resident for the purposes of this chapter, and
9 the dependent of a resident member of the military service, who has
10 been living in the state for the preceding year is a resident for
11 the purposes of this chapter, and a person who is an alien but who
12 for one [THREE] years has maintained a permanent place of abode in
13 the state is a resident for the purposes of this chapter;

14 * Sec. 27. AS 16.10.060 is repealed.

15 * Sec. 28. AS 16.45.010 is amended to read:

16 Sec. 16.45.010. GOVERNOR'S POWER TO EXECUTE COMPACT. The governor
17 may execute a compact on behalf of the state [WITH CALIFORNIA, OREGON
18 AND WASHINGTON] to cooperate [WITH THESE STATES] in the Pacific Marine
19 Fisheries Commission.

20 * Sec. 29. AS 18.07.030(b) is amended to read:

21 (b) The three governmental members are the commissioner of
22 health and social services, or his designee from within the department;
23 a representative of the Indian Health Service of the United States
24 Public Health Service; and a representative of the Veterans Administra-
25 tion of the United States. One [; AND ONE] representative of the
26 health care service or delivery agencies of the armed forces of the
27 United States may [TO] serve in an advisory capacity. Council members
28 representing federal agencies shall be appointed by, and serve at the
29 pleasure of, their respective agencies.

1 * Sec. 30. AS 18.07.080(1) is amended to read:

2 (1) consult with persons with various health viewpoints
3 and advise the commissioner as to the department's [ITS] duties under
4 sec. 90 of this chapter, concerning

5 (A) health objectives, goals, priorities, and
6 policy;

7 (B) distribution of health resources and health
8 care services;

9 (C) health education;

10 (D) development and updating of a comprehensive
11 state health plan;

12 (E) special needs of high risk population groups for
13 preventive and health care services;

14 (F) health needs in the fields of welfare, education
15 and rehabilitation;

16 * Sec. 31. AS 18.55.020(b) is amended to read:

17 (b) The term of office of a board member other than the commis-
18 sioner of commerce, is three years. The terms of office are
19 [SHALL BE] staggered, with two terms expiring every third year
20 beginning with 1968, and one term expiring each remaining year.

21 [THE TERM OF OFFICE OF THE MEMBER APPOINTED IN 1963 SHALL EXPIRE
22 IN 1966, THE TERM OF THE MEMBER APPOINTED IN 1964 SHALL EXPIRE IN
23 1967, AND THE TERMS OF THE TWO REMAINING MEMBERS SHALL BEGIN IN
24 1965 AND EXPIRE IN 1968.]

25 * Sec. 32. AS 18.60.096(d) is amended to read:

26 (d) If the commissioner arbitrarily or capriciously fails to
27 issue a restraining order under this section, an employee who may be
28 injured by reason of the failure, or the representative of the
29 affected employees, may bring an action against the commissioner

1 in superior court [FOR A WRIT OF MANDAMUS] to compel the commissioner
2 to issue a restraining order and for further relief as may be
3 appropriate.

4 * Sec. 33. AS 23.10.060(2) is repealed.

5 * Sec. 34. AS 23.10.185(4) is amended to read:

6 (4) "occupation" includes an industry, trade, business [OR
7 BRANCH OF INDUSTRY, TRADE, BUSINESS OR BRANCH], or any employment
8 or class of employment in the industry, trade, business or branch;

9 * Sec. 35. AS 28.15.285(b) is amended to read:

10 (b) Upon the conclusion of a driver improvement interview,
11 the department's referee shall make findings on the matter under
12 consideration and prepare and submit recommendations to the department.
13 After a review of the referee's report and the department's records,
14 the department shall render its decision concerning the matter
15 under consideration and shall notify the person involved of its action
16 in writing by registered mail. The decision is effective upon receipt
17 of the notice except as provided in sec. 288 of this chapter. The
18 person upon receiving the notice may, in writing and within 10 days,
19 request a hearing under sec. 286 of this chapter.

20 * Sec. 36. AS 28.30 is repealed.

21 * Sec. 37. AS 29.23.560(a)(4) is repealed.

22 * Sec. 38. AS 38.05.020(c)(3) is amended to read:

23 (3) purchasing interests in pipelines in accordance
24 with options included in right-of-way leases [AS PROVIDED IN
25 AS 38.35.120(7)];

26 * Sec. 39. AS 38.05.068(b) is amended to read:

27 (b) When not in conflict with this section, other provisions of
28 secs. 45 - 69 [45 - 67] of this chapter apply to sales under this
29 section.

1 * Sec. 40. AS 38.05.181(b)(1) and (2) are amended to read:

2 (1) Because of the absence of detailed geothermal mapping
3 and the limited geochemical, geological or geophysical knowledge of the
4 state's geothermal resources that is available, a survey of geothermal
5 resources shall be included in the complete geological survey of the
6 state authorized by AS 41.08.020 [AS 41.07.020], and a statement of the
7 progress of the geothermal resources survey shall be contained in the
8 annual report required by that section.

9 (2) The classification of known geothermal resources areas,
10 each of which shall contain at least one well capable of producing
11 geothermal resources in commercial quantities, shall be made by the
12 commissioner upon recommendations of the director, the state geologist
13 or the United States Geological Survey under AS 41.08.040 [AS 41.07.-
14 040].

15 * Sec. 41. AS 38.05.181(s) is amended to read:

16 (s) Short title. This section may be cited as the Geothermal
17 Resources Act [OF 1971].

18 * Sec. 42. AS 39.25.110 is amended by adding a new paragraph to read:

19 (14) commissioners and employees of the Alaska Commercial
20 Fisheries Entry Commission.

21 * Sec. 43. AS 42.05.351 is amended to read:

22 Sec. 42.05.351. TESTING OF APPLIANCES. The commission shall pro-
23 vide for the examination and testing of appliances used for the measuring
24 of a service of a public utility and may purchase equipment, apparatus,
25 and standards required for this purpose. The commissioner of commerce
26 may assign the examination and testing function to the section [DIVI-
27 SION] of weights and measures. Upon the payment of a reasonable fee
28 established by the commission, a consumer may have the appliance, which
29 is used by him, tested. The commission shall establish by regulation

1 allowable tolerances with respect to the functioning or operation of
2 the appliance. If the measuring appliance does not perform within these
3 tolerances, the utility concerned shall pay the costs of the test by
4 reimbursing the person requesting the test for the fee paid by him.
5 This reimbursement shall be made no later than at the time of the next
6 regular billing following the test.

7 * Sec. 44. AS 43.18.010(h)(4) is amended to read:

8 (4) funds received by a local government under (1), (2) or
9 (3) of this subsection shall be used for expenses of operation, mainte-
10 nance, or health services or facilities, as the local government or
11 hospital outside a [AN ORGANIZED] municipality determines;

12 * Sec. 45. AS 43.18.040 is amended to read:

13 Sec. 43.18.040. REGULATIONS. The Department of Community and
14 Regional Affairs shall adopt regulations necessary to carry out the
15 purposes of secs. 10 - 99 of this chapter.

16 * Sec. 46. AS 43.18.050 is amended to read:

17 Sec. 43.18.050. SPECIFIC EXPENDITURES. A municipality shall
18 expend funds received for the operation and maintenance of hospitals
19 and health facilities and services under secs. 10 - 99 of this chapter
20 only for those specific facilities and services.

21 * Sec. 47. AS 43.18.100(g) is amended to read:

22 (g) In this section, unless the context requires otherwise,
23 (1) "commissioner" means the commissioner of education;
24 (2) "costs of school construction" means the cost of acquir-
25 ing, constructing, enlarging, repairing, remodeling, equipping [,] or
26 furnishing of public elementary and secondary school buildings and
27 includes [, INCLUDING] but is not limited to the cost of acquisition
28 of sites, legal, engineering, fiscal, architectural and other fees
29 of specialists or consultants, costs of labor, materials, equipment

1 and supplies, costs of authorization, issuance and sale of bonds, notes,
2 or other evidences of debt.

3 * Sec. 48. AS 43.20.335(a) - (e) are amended to read:

4 (a) A person who wilfully attempts to evade the tax imposed by
5 this chapter is, in addition to other penalties provided by this
6 chapter, guilty of a felony and, upon conviction, shall be fined not
7 more than \$5,000, or imprisoned for not more than five years, or both
8 [, TOGETHER WITH THE COSTS OF PROSECUTION].

9 (b) A person required under this chapter to collect, account for,
10 and pay over the tax imposed by this chapter who wilfully fails to
11 collect or truthfully account for and pay over the tax is, in addition
12 to other penalties provided by this chapter, guilty of a felony and,
13 upon conviction, shall be fined not more than \$10,000, or imprisoned
14 for not more than five years, or both [, TOGETHER WITH THE COSTS OF
15 PROSECUTION].

16 (c) A person required under this chapter to pay a tax, make a
17 return, keep records, or supply information, who wilfully fails to pay
18 the tax or estimated tax, make the return, keep the records, or supply
19 the information, is, in addition to other penalties provided by this
20 chapter, guilty of a misdemeanor and, upon conviction, shall be fined
21 not more than \$5,000, or imprisoned for not more than one year, or
22 both [, TOGETHER WITH THE COSTS OF PROSECUTION].

23 (d) A person who wilfully makes and subscribes a return, state-
24 ment, or other document required under this chapter which contains or
25 is verified by a written declaration that it is made under the penalties
26 of perjury which he does not believe to be true and correct as to
27 every material matter is, in addition to other penalties provided by
28 this chapter, guilty of a felony and, upon conviction, shall be fined
29 not more than \$5,000, or imprisoned for not more than three years, or

1 by both [, TOGETHER WITH THE COSTS OF PROSECUTION].

2 (e) A person who wilfully and knowingly aids or assists in, or
3 procures, or counsels the preparation or presentation in connection
4 with any matter arising under this chapter of a return, affidavit,
5 claim, or other document, which is fraudulent or is false as to any
6 material matter is guilty of a felony whether or not the falsity or
7 fraud is with the knowledge or consent of the person required to
8 present the return, affidavit, claim, or document, and, upon convic-
9 tion, shall be fined not more than \$5,000, or imprisoned for not more
10 than three years, or both [, TOGETHER WITH THE COSTS OF PROSECUTION].

11 * Sec. 49. AS 44.62.150 is repealed.

12 * Sec. 50. AS 44.68.020 is amended to read:

13 Sec. 44.68.020. RULES REGARDING THE USE OF STATE-OWNED VEHICLES.

14 The Department of Highways [PUBLIC WORKS] shall prescribe rules which

15 (1) define what is the use of state-owned automotive and
16 mechanical vehicles, in the conduct of state business and distinguish
17 this use from misappropriation for private use;

18 (2) prescribe use governing the storage of state-owned
19 vehicles in those locations where storage space, under the jurisdiction
20 of the Department of Highways [PUBLIC WORKS], is available for storage
21 of state-owned vehicles;

22 (3) provide for the marking of state-owned vehicles as
23 property of the state and for the use of distinctive license tags for
24 state-owned vehicles.

25 * Sec. 51. AS 47.25.975(e) is amended to read:

26 (c) Food coupons shall be used to purchase food from retail food
27 stores which have been approved for participation in the food stamp
28 program and to purchase hunting and fishing equipment for the purpose
29 of procuring food for the household except firearms, ammunition and

1 other explosives.

2 * Sec. 52. AS 47.25.990(2) is amended to read:

3 (2) "food" means any food or food product for human consump-
4 tion except alcoholic beverages and [,] tobacco and shall include seeds
5 and plants for use in gardens to produce food for the personal con-
6 sumption of the eligible household [, THOSE FOODS WHICH ARE IDENTIFIED
7 ON THE PACKAGE AS BEING IMPORTED, AND MEAT AND MEAT PRODUCTS WHICH ARE
8 IMPORTED];

9 * Sec. 53. AS 02.15.260(10) is amended to read:

10 (10) "municipality" means a general law municipal
11 corporation and political subdivision, which is a first or second
12 class borough or city, or a third class borough, [CITY, PUBLIC UTILITY
13 DISTRICT OR OTHER POLITICAL SUBDIVISION] incorporated under the
14 laws of the state;

15 * Sec. 54. AS 37.15.220 is amended to read:

16 Sec. 37.15.220. SHORT TITLE. Sections 10 - 220 of this [THIS]
17 chapter may be cited as the State Bonding Act.

18 * Sec. 55. AS 43.56.030(2)(C) is amended to read:

19 (C) taxes on the sale or use of services used in
20 or associated with the property or in its [ERECTION, CONSTRUC-
21 TION,] maintenance or operation except for the sales tax on
22 the first \$1,000 of each sale;

23 * Sec. 56. AS 47.05.030 is amended to read:

24 Sec. 47.05.030. MISUSE OF PUBLIC ASSISTANCE LISTS AND RECORDS.
25 It is unlawful, except for purposes directly connected with the
26 administration of general assistance, adult public [OLD AGE]
27 assistance, [AID TO THE BLIND,] or aid to families with dependent
28 children, and in accordance with the regulations of the department,
29 for a person to solicit, disclose, receive, make use of, or to

1 authorize, knowingly permit, participate in, or acquiesce in the use
2 of, a list of or names of, or information concerning, persons applying
3 for or receiving the assistance directly or indirectly derived from the
4 records, papers, files, or communications of the department or subdivi-
5 sions or agencies of the department, or acquired in the course of the
6 performance of official duties.

7 * Sec. 57. AS 04.10.040(b) is amended to read:

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

20 * Sec. 58. AS 06.25.120(2) is repealed.

21 * Sec. 59. AS 06.30.395 is amended to read:

22 Sec. 06.30.395. SAVINGS ACCOUNTS IN NAME OF [MARRIED WOMEN OR]
23 MINORS. An association and any federal savings and loan association
24 may issue a savings account to a [MARRIED WOMAN OR] minor as the sole
25 and absolute owner of the savings account, and may receive payments by
26 or for the owner, and pay withdrawals, accept pledges to the associa-
27 tion, and act with respect to the accounts on the order of the [MARRIED
28 WOMAN OR] minor. A payment or delivery of rights to a [MARRIED WOMAN
29 OR TO A] minor, or a receipt of acquittance signed by a [MARRIED WOMAN

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

15 * Sec. 60. AS 08.28.320(10)(A) is amended to read:

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

20 * Sec. 61. AS 08.28.320(10)(B) is amended to read:

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

23 * Sec. 62. AS 09.15.010 is amended to read:

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

29 * Sec. 63. AS 09.15.020 is amended to read:

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

9 * Sec. 64. AS 09.15.030 is repealed.

10 * Sec. 65. AS 09.45.500 is amended to read:

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

21 * Sec. 66. AS 09.55.010. is amended to read:

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

28 * Sec. 67. AS 09.55.110(1) is amended to read:

29 (1) inability to consummate the marriage [IMPOTENCY EXISTING]

1 at the time of the marriage and continuing at the commencement of the
2 action;

3 * Sec. 68. AS 09.55.110(7) is repealed.

4 * Sec. 69. AS 09.55.150 is amended to read:

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

12 * Sec. 70. AS 09.55.170 is amended to read:

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

18 * Sec. 71. AS 09.55.200(a) is amended to read:

19 (a) During the pendency of the action, the court may provide by
20 order

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

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

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

29 * Sec. 72. AS 09.55.210(5) is amended to read:

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

6 * Sec. 73. AS 09.55.210(7) is amended to read:

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

8 * Sec. 74. AS 11.15.120 is amended to read:

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

14 * Sec. 75. AS 11.15.130 is amended to read:

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

19 (b) A person less than 19 years of age convicted for rape upon
20 his daughter, son, [OR] sister or brother, or a [FEMALE] person under
21 16 years of age, is punishable by imprisonment in the penitentiary for
22 not more than 20 years.

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

26 * Sec. 76. AS 11.20.040 is amended to read:

27 Sec. 11.20.040. OFFENSE BY MARRIED PERSON [WOMAN]. Sections
28 10 - 30 of this chapter extend to and include a married person [WOMAN]
29 who commits any of the crimes specified, though the property burned or

1 set on fire belongs wholly or in part to the other spouse [HER
2 HUSBAND].

3 * Sec. 77. AS 11.40.030 is repealed.

4 * Sec. 78. AS 11.40.070 is repealed.

5 * Sec. 79. AS 11.40.090 is amended to read:

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

13 * Sec. 80. AS 11.40.100 is amended to read:

14 Sec. 11.40.100. JOINDER OF OFFENSE WITH CHARGE OF MURDER. A
15 person [WOMAN] indicted for the murder of his [HER] bastard infant may
16 also be charged in the same indictment with the crime defined in sec.
17 90 of this chapter, and if he [SHE] is found not guilty of the charge
18 of murder he [SHE] may be found guilty of the crime defined in sec. 90
19 of this chapter.

20 * Sec. 81. AS 11.40.170(4) is amended to read:

21 (4) "sexually indecent comic book" is a comic book, the
22 theme or plot of which is devoted primarily or in substantial part to
23 sexually indecent subject matter such as adultery, homosexuality,
24 sadism, masochism or other perversions or in which male and female
25 characters are depicted in lewd, lascivious or suggestive amorous
26 embraces or in which male or female characters are scantily or indecently
27 clad or in which [THE BREASTS OF FEMALE CHARACTERS OR] the genital
28 organs of male or female characters are exposed or partially exposed;

29 * Sec. 82. AS 16.05.940(2) is amended to read:

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

15 * Sec. 83. AS 18.50.160(e) is amended to read:

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

21 * Sec. 84. AS 23.10.350(3) is amended to read:

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

24 * Sec. 85. AS 23.25.010 is amended to read:

25 Sec. 23.25.010. LIABILITY TO EMPLOYEES FOR DEFECTS OR INSUFFI-
26 CIENCY OF MACHINERY. A person engaged in manufacturing, mining, con-
27 structing, building, or other business or occupation carried on by
28 means of machinery or mechanical appliances is liable to an employee
29 or, in the event of his death, to his personal representative for the

1 benefit of his surviving spouse [WIDOW] and children, if any, or if
2 none, then for his parents, or, if neither surviving spouse [WIDOW],
3 nor children nor parents, then for his next of kin dependent upon him,
4 for all damages which may result from the negligence of any of the
5 employer's officers, agents, or employees, or by reason of defect or
6 insufficiency due to the employer's negligence in the machinery,
7 appliances and works.

8 * Sec. 86. AS 23.30.095(e) is amended to read:

9 (e) The employee shall, after an injury, at reasonable times
10 during the continuance of his disability if requested by his employer
11 or, when ordered by the board, submit himself to an examination by a
12 physician or surgeon authorized to practice medicine under the laws of
13 the state in which the employee may be found, furnished and paid for
14 by the employer. The employee has the right to have a physician, paid
15 for by the employer, present at the examination or examinations. No
16 fact relative to the injury or claim communicated to or otherwise
17 learned by a physician or surgeon who may have attended or examined
18 the employee, or who may have been present at an examination is privi-
19 leged, either in the hearings provided for in this chapter or an
20 action to recover damages against an employer who is subject to the
21 compensation provisions of this chapter. If an employee refuses to
22 submit himself to any examination provided for herein, his rights to
23 compensation shall be suspended until the obstruction or refusal
24 ceases, and his compensation during the period of suspension may, in
25 the discretion of the board or the court determining an action brought
26 for the recovery of damages hereunder, be forfeited. The board in any
27 case of death may require an autopsy at the expense of the party
28 requesting the autopsy. No autopsy may be held without notice first
29 being given to the widow or widower or next of kin if they reside in

1 the state or their whereabouts can be reasonably ascertained, of the
2 time and place of the autopsy and reasonable time and opportunity
3 given the widow or widower or next of kin to have a representative
4 present to witness the autopsy. If no adequate notice is given, the
5 findings from the autopsy may be suppressed on motion made to the
6 board or to the superior court, as the case may be.

7 * Sec. 87. AS 23.30.195(a) is amended to read:

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

12 (1) if there be a widow [SURVIVING WIFE] or widower [DE-
13 PENDENT HUSBAND] and no child of the deceased, to the widow or widower
14 [WIFE OR DEPENDENT HUSBAND];

15 (2) if there be a widow [SURVIVING WIFE] or widower [DE-
16 PENDENT HUSBAND] and a surviving child of the deceased, one-half to
17 the widow [SURVIVING WIFE] or widower [DEPENDENT HUSBAND], the other
18 half to the surviving child;

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

22 * Sec. 88. AS 23.30.215(a) is amended to read:

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

26 (1) reasonable and necessary funeral expenses not exceeding
27 \$1,000;

28 (2) if there is a widow [SURVIVING WIFE] or widower [DE-
29 PENDENT HUSBAND], to the widow [SURVIVING WIFE] or widower [DEPENDENT

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

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

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

20 * Sec. 89. AS 23.30.215(d) is amended to read:

21 (d) Compensation under this chapter to aliens not residents (or
22 about to become nonresidents) of the United States or Canada is the
23 same in amount as provided for residents, except that dependents in a
24 foreign country are limited to widow or widower [SURVIVING WIFE] and
25 child or children, or if there is no widow or widower [SURVIVING WIFE]
26 and child or children, to surviving father or mother whom the employee
27 has supported, either wholly or in part, for a period of one year
28 before the date of injury. The board, at its option, or upon the
29 application of the insurance carrier, may commute all future installments

1 of compensation to be paid to an alien dependent who is not a resident
2 of the United States or Canada by paying or causing to be paid to him
3 one-half of the commuted amount of the future installments of compensation
4 as determined by the board.

5 * Sec. 90. AS 23.30.265(15) is amended to read:

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

9 * Sec. 91. AS 23.30.265(22) is amended to read:

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

15 * Sec. 92. AS 25.05.011(a)(1) is amended to read:

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

19 * Sec. 93. AS 25.05.171(a) is amended to read:

20 (a) A license may be issued to a person under the legal age of
21 marriage if he or she has attained the marriageable age of consent,
22 which is 18 years of age [FOR MALES AND 16 YEARS OF AGE FOR FEMALES],
23 but only if the consent of the minor's parents, or guardian, or of the
24 parent having actual care, custody, and control of the minor is obtained.
25 Consent shall be given by them under oath and filed of record in the
26 office of the licensing officer and entered by him on the marriage
27 license docket before he issues the license. If there is no guardian
28 of the minor or if there is no competent person having actual care,
29 custody, and control of the minor, then the licensing officer may, in

1 his discretion, make an order consenting to the marriage of the minor.

2 * Sec. 94. AS 25.15.060 is amended to read:

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

11 * Sec. 95. AS 25.15.070 is repealed.

12 * Sec. 96. AS 25.15.080 is repealed.

13 * Sec. 97. AS 25.15.090 is repealed.

14 * Sec. 98. AS 25.15.100 is amended to read:

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

20 * Sec. 99. AS 25.15.110 is amended to read:

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

29 * Sec. 100. AS 25.20.020 is amended to read:

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

7 * Sec. 101. AS 25.20.040 is amended to read:

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

18 * Sec. 102. AS 26.05.030(e) is repealed.

19 * Sec. 103. AS 34.15.020 is repealed.

20 * Sec. 104. AS 34.15.190 is amended to read:

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

25 * Sec. 105. AS 39.20.280 is amended to read:

26 Sec. 39.20.280. MATERNITY LEAVE. Female employees taking leave
27 of absence for childbirth are entitled to take a total of nine weeks'
28 leave of absence immediately preceding and following childbirth. This
29 leave shall be charged first to sick leave and if that is not sufficient

1 then to annual leave, provided that after sick and annual leave have
2 been used, the employee shall be granted leave without pay for the
3 balance of the period of nine weeks. Except as otherwise provided in
4 this section, a person taking maternity leave shall be treated as any
5 other employee taking sick leave.

6 * Sec. 106. AS 39.35.210 is amended to read:

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

15 * Sec. 107. AS 39.35.230(1) is amended to read:

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

23 * Sec. 108. AS 39.35.480(b) is amended to read:

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

1 * Sec. 109. AS 39.35.620(b)(2) is amended to read:

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

6 * Sec. 110. AS 39.35.680(18) is repealed.

7 * Sec. 111. AS 43.45.010(a) is amended to read:

8 (a) There is imposed a school tax of \$10 a year upon each person
9 19 years of age or older gainfully employed in the state or on the
10 waters of the state, except (1) a married person [WOMAN] who is unem-
11 ployed and entirely dependent upon the income of the spouse [HER
12 HUSBAND] and whose spouse [HUSBAND] has paid a school tax, and (2) a
13 person exempt under sec. 20 of this chapter.

14 * Sec. 112. AS 44.31.020(1) is amended to read:

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