

Introduced: 3/28/74
Referred: State Affairs

1 IN THE SENATE

BY THE STATE AFFAIRS COMMITTEE

2 SENATE BILL NO. 502

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the definition of occupational
7 disability in the public employees' retirement system
8 of Alaska."

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

10 * Section 1. AS 39.35.680(12) is amended to read:

11 (12) "occupational disability" means a physical or mental
12 condition which presumably permanently prevents an employee from
13 satisfactorily performing his usual duties for his employer [OR THE
14 DUTIES OF ANOTHER POSITION OR JOB WHICH AN EMPLOYER MAKES AVAILABLE AND
15 FOR WHICH THE EMPLOYEE IS QUALIFIED BY TRAINING OR EDUCATION]; however,
16 the proximate cause of the condition must be a bodily injury sustained,
17 or a hazard undergone, while in the performance and within the scope of
18 the employee's duties and not the proximate result of the wilful
19 negligence of the employee; a determination of whether occupational
20 disability exists shall be made by the board, based upon medical
21 reports and other evidence satisfactory to the board;