

Introduced: 2/3/77
Referred: Labor & Management

1 IN THE SENATE

BY THE JUDICIARY COMMITTEE
BY REQUEST

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HCS SENATE BILL NO. 116

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IN THE LEGISLATURE OF THE STATE OF ALASKA

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TENTH LEGISLATURE - FIRST SESSION

5

A BILL

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For an Act entitled: "An Act relating to employment security; and providing
7 for an effective date."

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

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* Section 1. AS 23.20.526(a) is amended by adding a new paragraph to read:

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(20) service performed by an individual on a boat engaged in
11 catching fish or other forms of aquatic animal life under an arrangement
12 with the owner or operator of that boat under which

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(A) that individual does not receive any cash remunera-
14 tion except as provided in (B) of this paragraph;

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(B) that individual receives a share of the boat's (or
16 the boats' in the case of a fishing operation involving more than
17 one boat) catch of fish or other forms of aquatic animal life or
18 a share of the proceeds from the sale of that catch; and

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(C) the amount of that individual's share depends on the
20 amount of the boat's (or the boats' in the case of a fishing opera-
21 tion involving more than one boat) catch of fish or other forms of
22 aquatic animal life; but only if the operating crew of that boat
23 (or each boat from which the individual receives a share in the case
24 of a fishing operation involving more than one boat) is normally
25 made up of fewer than 10 individuals.

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* Sec. 2. AS 23.20.530(b) is amended by adding a new paragraph to read:

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(11) the amount of payment made to an individual for services
28 performed on a boat engaged in catching fish or other forms of aquatic
29 animal life under an arrangement with the owner or operator of that boat

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1 under which

2 (A) that individual does not receive any cash remunera-
tion except as provided in (B) of this paragraph;

3 (B) that individual receives a share of the boat's (or
4 the boats' in the case of a fishing operation involving more than
5 one boat) catch of fish or other forms of aquatic animal life or a
6 share of the proceeds from the sale of that catch; and

7 (C) the amount of that individual's share depends on
8 the amount of the boat's (or the boats' in the case of a fishing
9 operation involving more than one boat) catch of fish or other forms
10 of aquatic animal life; but only if the operating crew of that boat
11 (or each boat from which the individual receives a share in the case
12 of a fishing operation involving more than one boat) is normally
13 made up of fewer than 10 individuals.

14 * Sec. 3. AS 23.20.515 is repealed.

15 * Sec. 4. This Act takes effect immediately in accordance with AS 01.10.-
16 070(c), except that sections 1 - 3 of this Act shall become inoperative and
17 void if the United States Secretary of Labor, within 30 days after the
18 effective date of this Act, finds that the provisions of this Act do not meet
19 the requirements of section 1207(e) of the Tax Reform Act of 1976 (P.L. 94-455)
20 and section 3306(c) of the Federal Unemployment Tax Act (26 U.S.C. 3306(c)).
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