

Original sponsor: Ray

Offered: 4/27/79
Referred: Rules

1 IN THE SENATE

BY THE FINANCE COMMITTEE

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HOUSE CS FOR SENATE BILL NO. 4

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IN THE LEGISLATURE OF THE STATE OF ALASKA

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ELEVENTH LEGISLATURE - FIRST SESSION

5

A BILL.

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For an Act entitled: "An Act relating to worker's compensation; and provid-
7 ing 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 23.30.092 is amended to read:

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Sec. 23.30.092. VOLUNTEER AMBULANCE ATTENDANTS, POLICEMEN AND

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FIREMEN INSURANCE. A political subdivision may elect to provide bene-

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fits and compensation to its volunteer ambulance attendants, policemen

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or firemen by obtaining insurance which would provide its volunteer

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ambulance attendants, policemen or firemen with benefits and compensa-

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tion at least equivalent to those conferred upon volunteer ambulance

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attendants, policemen or firemen by this chapter, and the election shall

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be considered compliance with the coverage and insurance provisions of

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this chapter. The election shall be made by filing copies of the insur-

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ance policy or policies with the commissioner.

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* Sec. 2. AS 23.30.220(5) is amended to read:

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(5) if the employee is injured while performing his duties as

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a volunteer ambulance attendant, policeman or fireman, the wage for

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calculating compensation shall be the minimum wage paid a full-time

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ambulance attendant, policeman or fireman in the political subdivision

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where the injury occurred, or if the subdivision has no full-time

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ambulance attendants, policemen or firemen employed, at a reasonable

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wage figure previously set by the subdivision to make [FOR THE PURPOSE

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OF MAKING] this determination and in no case may the wage for calculat-

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ing compensation be less than the minimum wage computed on the basis of

1 40 hours work per week.

2 * Sec. 3. AS 23.30.265 is amended by adding new paragraphs to read:

3 (26) "volunteer policeman" means an individual who serves as
4 a peace officer with a full-time police department of a general law or
5 home rule municipality on a temporary, voluntary basis;

6 (27) "volunteer ambulance attendant" means an individual who
7 serves as an ambulance attendant on a temporary, voluntary basis with a
8 volunteer or full-time fire department or municipal ambulance service of
9 a general law or home rule municipality.

10 * Sec. 4. AS 23.30.005(a) is amended to read:

11 (a) The Alaska Workmen's Compensation Board shall consist of seven
12 [FIVE] members, including a southern panel of three members sitting for
13 the first judicial district, [AND] a northern panel of three members
14 sitting for the second [, THIRD] and fourth judicial districts, and a
15 southcentral panel of three members sitting for the third judicial
16 district. Each panel shall include the commissioner of labor or his
17 designated representative, a representative of industry and a represen-
18 tative of labor. The latter two members of each panel shall be ap-
19 pointed by the governor. All panel members are subject to confirmation
20 by a majority of the members of the legislature in joint session.

21 * Sec. 5. AS 23.30.005(b) is amended to read:

22 (b) The commissioner shall act as chairman and executive officer
23 of the board and chairman of each panel [BOTH PANELS]. If he designates
24 a representative to act for him his representative shall serve in that
25 capacity on the board and on each panel [BOTH PANELS].

26 * Sec. 6. AS 23.30.005(c) is repealed and re-enacted to read:

27 (c) The governor shall appoint the members of the panels. Each
28 member, except the commissioner of labor, serves a term of three years.
29 The term of a management member and the term of a labor member of each

1 panel may not expire in the same year. The management and labor members
2 are entitled to compensation in the amount of \$50 a day for each day or
3 portion of a day spent in actual meeting or on authorized official
4 business incidental to their duties and to all other transportation and
5 per diem as provided by law.

6 * Sec. 7. AS 23.30.005(e) is amended to read:

7 (e) A member of one panel may serve on another [THE OTHER] panel
8 when the commissioner considers it necessary for the prompt administra-
9 tion of this chapter. Transfers shall be allowed only if a labor or
10 management representative replaces his counterpart on the other panel.

11 * Sec. 8. AS 23.30.005(h) is amended to read:

12 (h) The Department of Labor may make identical rules for all
13 [BOTH] panels and may make regulations to carry out the provisions of
14 this chapter. Process and procedure under this chapter shall be as
15 summary and simple as possible. The Department of Labor, the board or a
16 member of it may for the purposes of this chapter subpoena witnesses,
17 administer or cause to be administered oaths, and may examine or cause
18 to have examined the parts of the books and records of the parties to a
19 proceeding which relate to questions in dispute. The superior court, on
20 application of the Department of Labor, the board or any members of it,
21 shall enforce the attendance and testimony of witnesses and the produc-
22 tion and examination of books, papers, and records.

23 * Sec. 9. AS 23.30.005(d) is repealed.

24 * Sec. 10. TRANSITIONAL PROVISIONS. (a) The terms of the members of the
25 Workmen's Compensation Board who are serving on the effective date of this
26 Act are not affected by this Act. Their terms expire as provided before
27 enactment of this Act.

28 (b) On the effective date of this Act, the labor member and management
29 member of the northern panel shall be redesignated, on the basis of their

1 residence, as the labor member and management member of the northern or
2 southcentral panel re-enacted by AS 23.30.005(a) in sec. 4 of this Act.
3 Thereafter, the governor shall appoint a labor member and a management member
4 to the remaining vacancies. Notwithstanding AS 23.30.005(c), the governor
5 may designate the length of the term of each of the two members appointed by
6 him under this subsection, not to exceed three years, but the expiration date
7 of the term of a member appointed by the governor under this subsection may
8 not coincide with the expiration date of the term of the remaining member of
9 the same panel.

10 * Sec. 11. Sections 4 - 10 of this Act take effect immediately in accor-
11 dance with AS 01.10.070(c).

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