

Introduced: 3/18/83
Referred: Labor & Commerce and
Judiciary

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

1 IN THE HOUSE

2 HOUSE BILL NO. 281

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the payment of wages."

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

8 * Section 1. AS 23.05.140(d) is amended to read:

9 (d) If an employer violates (b) of this section by failing to
10 pay within three working days of termination, the employer may be
11 required [HE IS LIABLE] to pay the employee a penalty in the amount
12 [FOR PAYMENT] of the employee's regular wage, salary or other compen-
13 sation from the time of demand to the time of payment, or for 90
14 working days, whichever is the lesser amount.

15 * Sec. 2. AS 23.05.180 is amended to read:

16 Sec. 23.05.180. WAGES IN DISPUTE. (a) If the amount of wages
17 [DUE] is in dispute, the employer shall give written notice to the
18 employee of the [AMOUNT OF] wages, or part of the wages, which he
19 concedes to be due, and shall pay that amount, without condition,
20 within the time set by this chapter. The employee retains all rem-
21 edies to which he might otherwise be entitled, including those pro-
22 vided under this chapter or AS 23.10, to any balance claimed.

23 (b) The acceptance [ACCEPTANCE] by an employee of a payment
24 [MADE] under this section does not constitute a release of the balance
25 of his claim, and a release required by an employer as a condition of
26 payment is void.

27 * Sec. 3. AS 23.10.145 is amended to read:

28 Sec. 23.10.145. DEFINITIONS. If not defined in AS 23 or in
29 regulations adopted under AS 23, terms [TERMS] used in AS 23.10.050 --

1 23.10.150 shall be defined[, WHERE APPLICABLE,] as they are defined in
2 the federal Fair Labor Standards Act of 1938, as amended, or the regu-
3 lations adopted under it.