

HOUSE BILL NO. 221**IN THE LEGISLATURE OF THE STATE OF ALASKA
EIGHTEENTH LEGISLATURE - FIRST SESSION****BY REPRESENTATIVES HUDSON, Grussendorf****Introduced: 3/12/93****Referred: Community & Regional Affairs, Labor & Commerce, Finance****A BILL****FOR AN ACT ENTITLED**

1 **"An Act relating to workers' compensation for volunteer ambulance attendants,**
2 **police officers, and fire fighters; and providing for an effective date."**

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

4 *** Section 1. AS 23.30.220(a) is amended to read:**

5 (a) The spendable weekly wage of an injured employee at the time of an injury
6 is the basis for computing compensation. It is the employee's gross weekly earnings
7 minus payroll tax deductions. The gross weekly earnings shall be calculated as
8 follows:

9 (1) the gross weekly earnings are computed by dividing by 100 the
10 gross earnings of the employee in the two calendar years immediately preceding the
11 injury;

12 (2) if the employee was absent from the labor market for 18 months
13 or more of the two calendar years preceding the injury, the board shall determine the
14 employee's gross weekly earnings for calculating compensation by considering the

1 nature of the employee's work and work history, but compensation may not exceed the
2 employee's gross weekly earnings at the time of injury;

3 (3) if an employee when injured is a minor, an apprentice, or a trainee
4 in a formal training program, as determined by the board, whose wages under normal
5 conditions would increase during the period of disability, the projected increase may
6 be considered by the board in computing the gross weekly earnings of the employee;

7 (4) if the employee is injured while performing duties as a volunteer
8 ambulance attendant, police officer, or fire fighter, the gross weekly earnings for
9 calculating compensation shall be the minimum gross weekly earnings paid a full-time
10 ambulance attendant, police officer, or fire fighter employed in the political subdivision
11 where the injury occurred, or the employee's weekly earnings as calculated under
12 (1) of this subsection, whichever is higher [, IF THE POLITICAL SUBDIVISION
13 HAS NO FULL-TIME AMBULANCE ATTENDANTS, POLICE OFFICERS, OR
14 FIRE FIGHTERS, AT A REASONABLE FIGURE PREVIOUSLY SET BY THE
15 POLITICAL SUBDIVISION TO MAKE THIS DETERMINATION BUT IN NO
16 CASE MAY THE GROSS WEEKLY EARNINGS FOR CALCULATING
17 COMPENSATION BE LESS THAN THE MINIMUM WAGE COMPUTED ON THE
18 BASIS OF 40 HOURS WORK PER WEEK].

19 * Sec. 2. AS 23.30 is amended by adding a new section to read:

20 Sec. 23.30.238. VOLUNTEER AMBULANCE ATTENDANTS, POLICE
21 OFFICERS, AND FIRE FIGHTERS AS EMPLOYEES. A person who suffers an
22 injury while providing service as a volunteer ambulance attendant, police officer, or
23 fire fighter is for purposes of this chapter an employee of the municipality in which
24 the person provides the volunteer service if the person is not otherwise covered for that
25 injury by an employer's workers' compensation insurance policy or self-insurance
26 certificate.

27 * Sec. 3. AS 23.30.092 is repealed.

28 * Sec. 4. This Act takes effect immediately under AS 01.10.070(c).