

LEG. FINANCE - BILLS 1979 - 1980 1055

HB 165 thru HB 177



RECORDS CERTIFICATION



I, the undersigned, an employee of the State of Alaska, do hereby certify that the microfilm images on this microform are accurate reproductions of the original records of the State of Alaska as accumulated during the regular course of business, and that it is the established policy and practice of this State to microfilm its records and to dispose of the original records after microfilm reproductions have been made.

James O. Smith
Signature of Camera Operator

3/8/90
Date

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST
 Bill/Resolution No. H, B. 165
 Title TWIN HILLS ROAD CONSTRUCTION
 Requested by ANDERSON Date 2/9/79

II. FISCAL DETAIL
 Agency Affected DOT/PF
 Program Category Affected DESIGN & CONSTRUCTION
 Budget Request Unit(s) Affected HIGHWAY DESIGN & CONSTRUCTION

EXPENDITURES (Thousands of Dollars)

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
100 PERSONAL SERVICES		27				
200 TRAVEL		3				
300 CONTRACTUAL		170				
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL						

FUNDING (Thousands of Dollars)

GENERAL FUND		200				
FEDERAL FUNDS						
OTHER (Specify)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

BEST INFORMATION IS THAT THIS BILL IS FOR CONSTRUCTION OF A ROAD FROM TWIN HILLS TO THE TOGIAK CANNERY, A DISTANCE OF APPROXIMATELY 6 MILES. BY PAST EXPERIENCE, A ROAD IN THIS AREA WILL COST ABOUT \$200,000 PER MILE OR \$1,200,000 FOR THIS PROJECT.

IV. DATE _____ PREPARED BY HARRY KELLER
 AGENCY DOT/PF
 Original: Legislative Finance PHONE 364-3323
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

Funding Information
General Fund \$200,000
Other Funds -0-
\$200,000

Introduced: 2/9/79
Referred: State Affairs and
Finance

1 IN THE HOUSE

BY ANDERSON

2 HOUSE BILL NO. 165

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the Depart-
7 ment of Transportation and Public Facilities to con-
8 struct a road at Twin Hills; and providing for an
9 effective date."

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

11 * Section 1. The sum of \$200,000 is appropriated from the general fund to
12 the Department of Transportation and Public Facilities to construct a road at
13 Twin Hills.

14 * Sec. 2. The appropriation made by this Act is for a capital project and
15 is subject to the provisions of AS 37.25.020.

16 * Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-
17 070(c).

28
29

COMMITTEE REPORT HOUSE

FURTHER:

March 8, 1979

Date: _____

Mr. Speaker:

The Committee on FINANCE has had HB 165

"An Act making a special appropriation to the Department of Transportation and Public Facilities to construct a road at Twin Hills; eff. date."

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for _____ same title
 new title
- and recommends _____
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS:

CHAIRMAN

6286
Baldwin

Funding Information
General Fund \$200,000
Other Funds -0-
\$200,000

Introduced: 2/9/79
Referred: State Affairs and
Finance

1 IN THE HOUSE

BY ANDERSON

2 HOUSE BILL NO. 165

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

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9 effective date."

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17 070(c).

THE LEGISLATURE OF THE STATE OF ALASKA
-ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST
 Bill/Resolution No. H. B. 165
 Title TWIN HILLS ROAD CONSTRUCTION
 Requested by ANDERSON Date 2/9/79

II. FISCAL DETAIL
 Agency Affected DOT/PF
 Program Category Affected DESIGN & CONSTRUCTION
 Budget Request Unit(s) Affected HIGHWAY DESIGN & CONSTRUCTION

EXPENDITURES (Thousands of Dollars)

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700 GRANTS, CLAIMS, ETC.						
TOTAL						

FUNDING (Thousands of Dollars)

GENERAL FUND		200				
FEDERAL FUNDS						
OTHER (Specify)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

BEST INFORMATION IS THAT THIS BILL IS FOR CONSTRUCTION OF A ROAD FROM TWIN HILLS TO THE TOGIAK CANNERY, A DISTANCE OF APPROXIMATELY 6 MILES. BY PAST EXPERIENCE, A ROAD IN THIS AREA WILL COST ABOUT \$200,000 PER MILE OR \$1,200,000 FOR THIS PROJECT.

IV. DATE _____ PREPARED BY HARRY KELLER
 AGENCY DOT/PF
 Original: Legislative Finance PHONE 364-3323
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

ALASKA STATE LEGISLATURE

ELEVENTH Legislature FIRST Session

HOUSE BILL NO. ...165

By ANDERSON

"An Act making a special appropriation to the Department of Transportation and Public Facilities to construct a road at Twin Hills; and providing for an effective date."

Appropriation to construct a road at Twin Hills

Introduced in the House 2-9 19. 79

HISTORY IN THE HOUSE

19 79	Read first time and referred to Committee on State Affairs and Finance Reported back with recommendation that												
Feb. 9	Read second time and												
	Read third time and												
	<table border="0"> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused		
PASS	Effective Date												
Yeas	Yeas												
Nays	Nays												
Absent	Absent												
Excused	Excused												
	<table border="0"> <tr> <td colspan="2">Reconsideration</td> </tr> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table>	Reconsideration		PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
Reconsideration													
PASS	Effective Date												
Yeas	Yeas												
Nays	Nays												
Absent	Absent												
Excused	Excused												
	Reported correctly engrossed Signed by Speaker Sent to Senate												
	CHIEF CLERK OF THE HOUSE												

HISTORY IN THE SENATE

19	Read first time and referred to Committee on												
	Reported back with recommendation that												
	Read second time and												
	Read third time and												
	<table border="0"> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused		
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Reconsideration													
PASS	Effective Date												
Yeas	Yeas												
Nays	Nays												
Absent	Absent												
Excused	Excused												
	Reported correctly engrossed Signed by President Returned to House												
	SECRETARY OF THE SENATE												

HISTORY IN THE HOUSE

19	Received from Senate
	Concurred in Senate amendment thus adopting: VOTE
	Failed to concur in Senate amendment; asked Senate to recede VOTE
	Senate receded from amendment VOTE
	Senate failed to recede from amendment VOTE
	CC appointed by House
	CC appointed by Senate
	CC adopted by House VOTE
	CC adopted by Senate VOTE
	To enrolling Reported correctly enrolled Sent to Governor by Governor
	Filed with Lt. Governor
	Chapter No.

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. H, B, 165
Title TWIN HILLS ROAD CONSTRUCTION
Requested by ANDERSON Date 2/9/79

II. FISCAL DETAIL

Agency Affected DOT/PF
Program Category Affected DESIGN & CONSTRUCTION
Budget Request Unit(s) Affected HIGHWAY DESIGN & CONSTRUCTION

EXPENDITURES (Thousands of Dollars)

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
100 PERSONAL SERVICES		27				
200 TRAVEL		3				
300 CONTRACTUAL		170				
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL						

FUNDING (Thousands of Dollars)

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
GENERAL FUND		200				
FEDERAL FUNDS						
OTHER (Specify)						

POSITIONS

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

BEST INFORMATION IS THAT THIS BILL IS FOR CONSTRUCTION OF A ROAD FROM TWIN HILLS TO THE TOGIAK CANNERY, A DISTANCE OF APPROXIMATELY 6 MILES. BY PAST EXPERIENCE, A ROAD IN THIS AREA WILL COST ABOUT \$200,000 PER MILE OR \$1,200,000 FOR THIS PROJECT.

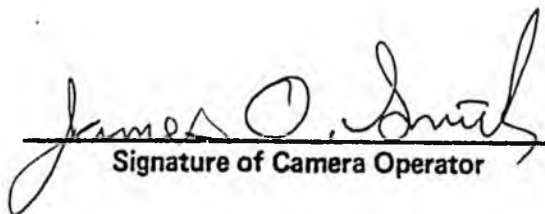
IV. DATE _____ PREPARED BY HARRY KELLER
AGENCY DOT/PF
PHONE 364-3323
Original: Legislative Finance
cc: Budget and Management
Prime Sponsor (First Legislator Named)



RECORDS CERTIFICATION



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Signature of Camera Operator


Date

COMMITTEE REPORT

HOUSE

FURTHER:

March 14, 1979

Date: 3/15/79

Mr. Speaker:

The Committee on FINANCE has had HB 174

"An Act relating to the participation of elected officials and former elected officials in the public employees' retirement system."

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass do not pass
- do pass with attached amendments(s)
- replace with ^{CEA}CS for HB 174 same title
 new title
- and recommends that it do pass
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

**MEMBERS SIGNING
DO PASS**

McKinnon

Smith

Rogers

Wynn

**MEMBERS HAVING
OTHER RECOMMENDATIONS:**

McKinnon No Rec.

Schiff - No Rec.

Wynn No Rec.

Montgomery No Rec.

McKinnon

CHAIRMAN

Original sponsor: State Affairs Committee

Offered: 3/6/79

Referred: State Affairs

1 IN THE HOUSE

BY THE COMMUNITY AND
REGIONAL AFFAIRS COMMITTEE

2 CS FOR HOUSE BILL NO. 174

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the participation of elected
7 officials and former elected officials in the public
8 employees' retirement system; and providing for an
9 effective date."

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

11 * Section 1. AS 39.35.120(b) is amended to read:

12 (b) Inclusion in the system is a condition of employment for an
13 employee except as otherwise provided for an elected official.

14 * Sec. 2. AS 39.35.125 is repealed and re-enacted to read:

15 Sec. 39.35.125. PARTICIPATION OF ELECTED OFFICIALS. (a) An
16 elected official is included in the system unless he files a written
17 waiver of coverage with the administrator. A waiver under this subsec-
18 tion waives coverage of future employment as an elected official,
19 regardless of any change of employer. An elected official may file a
20 waiver under this subsection at any time after his election to office,
21 including the period before he takes the oath of his office. An elected
22 official may revoke a waiver under this subsection by filing a written
23 revocation with the administrator. A revocation under this subsection
24 operates prospectively only, and the elected official may not receive
25 credited service for service as an elected official while the waiver was
26 in effect. There is no limit on the number of times an elected official
27 may file a waiver or revocation under this subsection.

28 (b) Service as an elected official before January 1, 1980 with an
29 employer may be included retroactively if the elected official or former

1 elected official makes retroactive contributions equal to what he would
2 have made if he had been included when he took the oath of his office as
3 an elected official. The rate used to calculate the retroactive contri-
4 butions may not be less than the rate in effect on January 1, 1961. An
5 elected official or former elected official must claim prior service and
6 make retroactive contributions before February 1, 1981. An elected
7 official or former elected official may not receive credited service
8 under this subsection for any period in which he was receiving a retire-
9 ment benefit from the system. An elected official or former elected
10 official receiving a retirement benefit from the system on January 1,
11 1980 is not eligible to claim credited service under this subsection
12 unless he is reemployed as an active member and claims the credited
13 service before February 1, 1981. Service as an elected official with an
14 employer constitutes employment as an active member so long as no waiver
15 of coverage under (a) of this section is in effect.

16 (c) An elected official included in the system and his employer
17 are liable for contributions whenever he is an elected official unless a
18 waiver of coverage under (a) of this section is in effect.

19 * Sec. 3. AS 39.35.680(14) is amended to read:

20 (14) "elected official" means a person [MEMBER] whose com-
21 pensation results from personal services rendered to an employer as an
22 elected representative [AND WHO ELECTS COVERAGE UNDER AS 39.35.125];

23 * Sec. 4. AS 39.35.360(c) is repealed.

24 * Sec. 5. AS 39.35.125(a), as re-enacted in sec. 1 of this Act, applies
25 to an elected official holding office on or after January 1, 1980, even
26 though he may have assumed office before that date.

27 * Sec. 6. This Act takes effect January 1, 1980.

Original sponsor: State Affairs Committee

Offered: 3/6/79
Referred: State Affairs

1 IN THE HOUSE

BY THE COMMUNITY AND
REGIONAL AFFAIRS COMMITTEE

2 CS FOR HOUSE BILL NO. 174

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the participation of elected
7 officials and former elected officials in the public
8 employees' retirement system; and providing for an
9 effective date."

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

11 * Section 1. AS 39.35.120(b) is amended to read:

12 (b) Inclusion in the system is a condition of employment for an
13 employee except as otherwise provided for an elected official.

14 * Sec. 2. AS 39.35.125 is repealed and re-enacted to read:

15 Sec. 39.35.125. PARTICIPATION OF ELECTED OFFICIALS. (a) An
16 elected official is included in the system unless he files a written
17 waiver of coverage with the administrator. A waiver under this subsec-
18 tion waives coverage of future employment as an elected official,
19 regardless of any change of employer. An elected official may file a
20 waiver under this subsection at any time after his election to office,
21 including the period before he takes the oath of his office. An elected
22 official may revoke a waiver under this subsection by filing a written
23 revocation with the administrator. A revocation under this subsection
24 operates prospectively only, and the elected official may not receive
25 credited service for service as an elected official while the waiver was
26 in effect. There is no limit on the number of times an elected official
27 may file a waiver or revocation under this subsection.

28 (b) Service as an elected official before January 1, 1980 with an
29 employer may be included retroactively if the elected official or former

1 elected official makes retroactive contributions equal to what he would
2 have made if he had been included when he took the oath of his office as
3 an elected official. The rate used to calculate the retroactive contri-
4 butions may not be less than the rate in effect on January 1, 1961. An
5 elected official or former elected official must claim prior service and
6 make retroactive contributions before February 1, 1981. An elected
7 official or former elected official may not receive credited service
8 under this subsection for any period in which he was receiving a retire-
9 ment benefit from the system. An elected official or former elected
10 official receiving a retirement benefit from the system on January 1,
11 1980 is not eligible to claim credited service under this subsection
12 unless he is reemployed as an active member and claims the credited
13 service before February 1, 1981. Service as an elected official with an
14 employer constitutes employment as an active member so long as no waiver
15 of coverage under (a) of this section is in effect.

16 (c) An elected official included in the system and his employer
17 are liable for contributions whenever he is an elected official unless a
18 waiver of coverage under (a) of this section is in effect.

19 * Sec. 3. AS 39.35.680(14) is amended to read:

20 (14) "elected official" means a person [MEMBER] whose com-
21 pensation results from personal services rendered to an employer as an
22 elected representative [AND WHO ELECTS COVERAGE UNDER AS 39.35.125];

23 * Sec. 4. AS 39.35.360(c) is repealed.

24 * Sec. 5. AS 39.35.125(a), as re-enacted in sec. 1 of this Act, applies
25 to an elected official holding office on or after January 1, 1980, even
26 though he may have assumed office before that date.

27 * Sec. 6. This Act takes effect January 1, 1980.

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CS For House Bill 174

Title Participation of Elected Officials and Former Elected Officials in the PERS

Requested by _____ Date _____

II. FISCAL DETAIL

Agency Affected Administration - Division of Retirement and Benefits

Program Category Affected Retirement and Benefits (PERS)

BRU, Program, or Subprogram(s) Affected 02-96-8-01-01-01

(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 TRS STATE MATCH						
100 BENEFITS		13.5	13.5	13.5	13.5	13.5
TOTAL		13.5	13.5	13.5	13.5	13.5

FUNDING (Thousands of Dollars)

GENERAL FUND		11.1	11.1	11.1	11.1	11.1
FEDERAL FUNDS		0.6	0.6	0.6	0.6	0.6
VETERAN'S FUND						
FISH & GAME FUND		0.1	0.1	0.1	0.1	0.1
HIGHWAY FUND		0.2	0.2	0.2	0.2	0.2
AIRPORT FUND		0.4	0.4	0.4	0.4	0.4
CAPITAL FUND		1.1	1.1	1.1	1.1	1.1
PERS						
TRS						

POSITIONS NONE

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

1. Of the identified sixty (60) former elected State officials who did not participate in the PERS, it is estimated that twenty (20) will elect participation under this bill.
2. Estimate FY 80 covered State payroll to be \$241,000,000.
3. Increase in State employer contribution rate would be .0056% of covered payroll.

IV. DATE 3/12/79

PREPARED BY Paul B. Arnoldt, Director
AGENCY Division of Retirement & Benefits
PHONE 465-4460

Original: Legislative Finance
cc: Budget and Management

Paul B. Arnoldt



RECORDS CERTIFICATION



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James O. Smith
Signature of Camera Operator

3/8/90
Date

Date passed to Senate 4/6/79

Bill # CSHB 174 am

SENATE FINANCE COMMITTEE
BILL CHECKLIST

1. Committee Copy-Current Bill ✓
 2. History Cover Form ✓
 3. Printed Copies:
 - Original Bill ✓
 - Committee Substitutes or Amendments ✓
 4. SFC Committee Report Form ✓
 5. Fiscal Information:
 - Note in File ✓
 - Note Requested _____ Date _____
 - Other Financial Backup _____
 - (See Below) _____
- Backup:
- Handouts ✓ _____
 - Letter from Governor _____
 - Letter from Sponsor _____
 - Completed Committee Reports _____
 - Committee _____
 - Other _____



HB 174

From The

**SENATE
FINANCE COMMITTEE**

Automatically includes
elected officials in P.E.R.S.
unless they opt. out.

A handwritten signature in cursive script, appearing to be "G. M. P." or similar, written in dark ink.

EFFECTIVE DATE SHOULD
BE CHANGED

**SENATE
FINANCE COMMITTEE**

From The



Original sponsor: State Affairs Committee

Offered: 3/6/79

Referred: State Affairs

BY THE COMMUNITY AND
REGIONAL AFFAIRS COMMITTEE

1 IN THE HOUSE

2 CS FOR HOUSE BILL NO. 174 am

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the participation of elected
7 officials and former elected officials in the public
8 employees' retirement system; and providing for an
9 effective date."

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

11 * Section 1. AS 39.35.120(b) is amended to read:

12 (b) Inclusion in the system is a condition of employment for an
13 employee except as otherwise provided for an elected official.

14 * Sec. 2. AS 39.35.125 is repealed and re-enacted to read:

15 Sec. 39.35.125. PARTICIPATION OF ELECTED OFFICIALS. (a) An
16 elected official other than an active member of the teachers' retirement
17 system is included in the system unless he files a written waiver of
18 coverage with the administrator. A waiver under ~~this subsection~~ waives
19 coverage of future employment as an elected official, regardless of
20 any change of employer. An elected official may file a waiver under
21 this subsection at any time after his election to office, including the
22 period before he takes the oath of his office. An elected official may
23 revoke a waiver under this subsection by filing a written revocation
24 with the administrator. A revocation under this subsection operates
25 prospectively only, and the elected official may not receive credited
26 service for service as an elected official while the waiver was in
27 effect. There is no limit on the number of times an elected official
28 may file a waiver or revocation under this subsection.

29 (b) Service as an elected official before January 1, 1980 with an

1 employer may be included retroactively if the elected official or former
2 elected official makes retroactive contributions equal to what he would
3 have made if he had been included when he took the oath of his office as
4 an elected official. The rate used to calculate the retroactive contri-
5 butions may not be less than the rate in effect on January 1, 1961. An
6 elected official or former elected official must claim prior service and
7 make retroactive contributions before February 1, 1981. An elected
8 official or former elected official may not receive credited service
9 under this subsection for any period in which he was receiving a retire-
10 ment benefit from the system or in which he was an active member of the
11 teachers' retirement system. An elected official or former elected
12 official receiving a retirement benefit from the system on January 1,
13 1980 is not eligible to claim credited service under this subsection
14 unless he is reemployed as an active member and claims the credited
15 service before February 1, 1981. Service as an elected official with an
16 employer constitutes employment as an active member so long as no waiver
17 of coverage under (a) of this section is in effect.

18 (c) An elected official included in the system and his employer
19 are liable for contributions whenever he is an elected official unless a
20 waiver of coverage under (a) of this section is in effect.

21 * Sec. 3. AS 39.35.680(14) is amended to read:

22 (14) "elected official" means a person [MEMBER] whose com-
23 pensation results from personal services rendered to an employer as an
24 elected representative [AND WHO ELECTS COVERAGE UNDER AS 39.35.125];

25 * Sec. 4. AS 39.35.360(c) is repealed.

26 * Sec. 5. AS 39.35.125(a), as re-enacted in sec. 1 of this Act, applies
27 to an elected official holding office on or after January 1, 1980, even
28 though he may have assumed office before that date.

29 * Sec. 6. This Act takes effect January 1, 1980.

THE LEGISLATURE OF THE STATE OF ALASKA
: ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST
 Bill/Resolution No. CS For House Bill 174
 Title Participation of Elected Officials and Former Elected Officials in the PERS
 Requested by _____ Date _____

II. FISCAL DETAIL
 Agency Affected Administration - Division of Retirement and Benefits
 Program Category Affected Retirement and Benefits (PERS)
 BRU, Program, or Subprogram(s) Affected 02-96-8-01-01-01
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)
EXPENDITURES (Thousands of Dollars)

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 TRS STATE MATCH						
100 BENEFITS		13.5	13.5	13.5	13.5	13.5
TOTAL		13.5	13.5	13.5	13.5	13.5

FUNDING (Thousands of Dollars)

GENERAL FUND		11.1	11.1	11.1	11.1	11.1
FEDERAL FUNDS		0.6	0.6	0.6	0.6	0.6
VETERAN'S FUND						
FISH & GAME FUND		0.1	0.1	0.1	0.1	0.1
HIGHWAY FUND		0.2	0.2	0.2	0.2	0.2
AIRPORT FUND		0.4	0.4	0.4	0.4	0.4
CAPITAL FUND		1.1	1.1	1.1	1.1	1.1
PERS						
TRS						

POSITIONS NONE

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

- Of the identified sixty (60) former elected State officials who did not participate in the PERS, it is estimated that twenty (20) will elect participation under this bill.
- Estimate FY 80 covered State payroll to be \$241,000,000.
- Increase in State employer contribution rate would be .0056% of covered payroll.

IV. DATE 3/12/79 PREPARED BY Paul B. Arnoldt, Director
 AGENCY Division of Retirement & Benefits
 PHONE 465-4460

Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)
 Office of the Governor (Keith Specking)

ALASKA STATE LEGISLATURE

ELEVENTH Legislature . FIRST Session

HOUSE BILL NO. 174
By THE STATE AFFAIRS COMMITTEE

"An Act relating to the participation of elected officials and former elected officials in the public employees' retirement system."

Public employees retirement system

Introduced in the House 2-12, 1979

HISTORY IN THE HOUSE

19	79	Read first time and referred to Committee on
Feb.	12	C&RA and State Affairs
Mar	14	<i>Finance added</i>
Mar	6	Reported back with recommendation that
		<i>C&RA-CS-Rep. to State Off.</i>
Mar	14	<i>State Affairs - C&RA CS - Rep. to Finance</i>
Mar	15	<i>Finance - C&RA CS - Edryan</i>
		<i>Finance - to Rules</i>
Apr	5	Read second time and
		<i>CS adopted, amended</i>
		<i>in order</i>
		Read third time and
Apr	5	
		PASS <i>ad</i> Effective Date
		Yeas 34 Yeas
		Nays 4 Nays
		Absent <i>2</i> Absent <i>same</i>
		Excused <i>1</i> Excused
		Excused <i>voting</i> Excused
		Reconsideration
		PASS Effective Date
		Yeas Yeas
		Nays Nays
		Absent Absent
		Excused Excused
Apr	5	Reported correctly engrossed
		Signed by Speaker
		Sent to Senate
		<i>Robert Pastorek</i>
		CHIEF CLERK OF THE HOUSE

HISTORY IN THE SENATE

19	79	Read first time and referred to Committee on
		<i>Finance</i>
		Reported back with recommendation that
		Read second time and
		Read third time and
		PASS Effective Date
		Yeas Yeas
		Nays Nays
		Absent Absent
		Excused Excused
		Reconsideration
		PASS Effective Date
		Yeas Yeas
		Nays Nays
		Absent Absent
		Excused Excused
		Reported correctly engrossed
		Signed by President
		Returned to House
		SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

19	Received from Senate
	Concurred in Senate amendment thus adopting: VOTE
	Failed to concur in Senate amendment; asked Senate to recede VOTE
	Senate receded from amendment VOTE
	Senate failed to recede from amendment VOTE
	CC appointed by House
	CC appointed by Senate
	CC adopted by House VOTE
	CC adopted by Senate VOTE
	To enrolling Reported correctly enrolled Sent to Governor by Governor
	Filed with Lt. Governor
	Chapter No.

February 11, 1980

Legislative Board of Retirement Benefits analysis and recommendations on:

CS House Bill No. 174 am:

The board endorses the attached fiscal note as its fiscal analysis of CSHB 174 am.

A majority of the members of the board recommend that CSHB 174 am Do Pass; two members have no recommendation.

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CS For House Bill 174

Title Participation of Elected Officials and Former Elected Officials in the PERS

Requested by _____ Date _____

II. FISCAL DETAIL

Agency Affected Administration - Division of Retirement and Benefits

Program Category Affected Retirement and Benefits (PLRS)

BRU, Program, or Subprogram(s) Affected 02-96-8-01-01

(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 TRS STATE MATCH						
100 BENEFITS		13.5	13.5	13.5	13.5	13.5
TOTAL		13.5	13.5	13.5	13.5	13.5

FUNDING (Thousands of Dollars)

GENERAL FUND		11.1	11.1	11.1	11.1	11.1
FEDERAL FUNDS		0.6	0.6	0.6	0.6	0.6
VETERAN'S FUND						
FISH & GAME FUND		0.1	0.1	0.1	0.1	0.1
HIGHWAY FUND		0.2	0.2	0.2	0.2	0.2
AIRPORT FUND		0.4	0.4	0.4	0.4	0.4
CAPITAL FUND		1.1	1.1	1.1	1.1	1.1
PERS						
TRS						

POSITIONS NONE

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

1. Of the identified sixty (60) former elected State officials who did not participate in the PERS, it is estimated that twenty (20) will elect participation under this bill
2. Estimate FY 80 covered State payroll to be \$241,000,000.
3. Increase in State employer contribution rate would be .0056% of covered payroll.

IV. DATE 3/12/79

PREPARED BY Paul B. Arnoldt, Director
AGENCY Division of Retirement & Benefits
PHONE 465-4460

Original: Legislative Finance
cc: Budget and Management
Prime Sponsor (First Legislator Named)
Office of the Governor (Keith Specking)

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CS for House Bill 174 am
 Title Participation of Elected Officials and Former Elected Officials in the PERS
 Requested by _____ Date _____

II. FISCAL DETAIL

Agency Affected Administration - Division of Retirement and Benefits
 Program Category Affected Retirement and Benefits (PERS)
 BRU, Program, or Subprogram(s) Affected 02-96-8-01-01-01
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 TRS STATE MATCH						
100 BENEFITS		13.5	13.5	13.5	13.5	13.5
TOTAL		13.5	13.5	13.5	13.5	13.5

FUNDING (Thousands of Dollars)

GENERAL FUND		11.1	11.1	11.1	11.1	11.1
FEDERAL FUNDS		0.6	0.6	0.6	0.6	0.6
VETERAN'S FUND						
FISH & GAME FUND		0.1	0.1	0.1	0.1	0.1
HIGHWAY FUND		0.2	0.2	0.2	0.2	0.2
AIRPORT FUND		0.4	0.4	0.4	0.4	0.4
CAPITAL FUND		1.1	1.1	1.1	1.1	1.1
PERS						
TRS						

POSITIONS NONE

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

- Of the identified sixty (60) former elected State officials who did not participate in the PERS, it is estimated that twenty (20) will elect participation under this bill.
- Estimate FY 80 covered State payroll to be \$241,000,000.
- Increase in State employer contribution rate would be .0056% of covered payroll.

Paul B. Arnoldt *Jeg*

IV. DATE 4/9/79 PREPARED BY Paul B. Arnoldt, Director
 AGENCY Division of Retirement & Benefits
 PHONE 465-4460
 Original: Legislative Finance

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE -

FISCAL NOTE

I. REQUEST
 Bill/Resolution No. House Bill 174
 Title Participation of Elected Officials and Former Elected Officials in the PERS
 Requested by _____ Date _____

II. FISCAL DETAIL
 Agency Affected Administration - Division of Retirement and Benefits
 Program Category Affected Retirement and Benefits (PERS)
 BRU, Program, or Subprogram(s) Affected 02-96-8-01-01-01
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)
EXPENDITURES (Thousands of Dollars)

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 TRS STATE MATCH						
100 BENEFITS		53.5	58.9	64.8	71.3	78.4
TOTAL		53.5	58.9	64.8	71.3	78.4

FUNDING (Thousands of Dollars)

GENERAL FUND		43.8	48.2	53.1	58.4	64.1
FEDERAL FUNDS		2.5	2.7	3.0	3.3	3.6
VETERAN'S FUND		0.1	0.1	0.1	0.1	0.2
FISH & GAME FUND		0.3	0.4	0.4	0.4	0.5
HIGHWAY FUND		0.7	0.8	0.8	0.9	1.0
AIRPORT FUND		1.6	1.7	1.9	2.1	2.3
CAPITAL FUND		4.5	5.0	5.5	6.1	6.7
PERS						
TRS						

POSITIONS NONE

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

- Of the identified 60 former elected State officials who did not participate in the PERS, it is estimated that 20 will elect participation under this bill. Proportionate similar elections are anticipated for future "former elected" State officials.
- Estimate FY 80 covered State payroll to be \$241,000,000.
- Estimate future State payrolls will increase at 10% annually.
- Increase in State employer contribution rate would be .0222% of covered payroll.

IV. DATE 3/02/79 PREPARED BY Paul B. Arnoldt, Director
 AGENCY Division of Retirement & Benefits
 PHONE 465-4460

Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)
 Office of the Governor (Keith Specking)
 33-001 (Rev. 12/78)
 House State Affairs Committee

HB 174

Original sponsor: State Affairs Committee

Offered: 3/6/79
Referred: State Affairs

1 IN THE HOUSE

BY THE COMMUNITY AND
REGIONAL AFFAIRS COMMITTEE

2 CS FOR HOUSE BILL NO. 174 am

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the participation of elected
7 officials and former elected officials in the public
8 employees' retirement system; and providing for an
9 effective date."

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

11 * Section 1. AS 39.35.120(b) is amended to read:

12 (b) Inclusion in the system is a condition of employment for an
13 employee except as otherwise provided for an elected official.

14 * Sec. 2. AS 39.35.125 is repealed and re-enacted to read:

15 Sec. 39.35.125. PARTICIPATION OF ELECTED OFFICIALS. (a) An
16 elected official other than an active member of the teachers' retirement
17 system is included in the system unless he files a written waiver of
18 coverage with the administrator. A waiver under this subsection waives
19 coverage of future employment as an elected official, regardless of
20 any change of employer. An elected official may file a waiver under
21 this subsection at any time after his election to office, including the
22 period before he takes the oath of his office. An elected official may
23 revoke a waiver under this subsection by filing a written revocation
24 with the administrator. A revocation under this subsection operates
25 prospectively only, and the elected official may not receive credited
26 service for service as an elected official while the waiver was in
27 effect. There is no limit on the number of times an elected official
28 may file a waiver or revocation under th's subsection.

29 (b) Service as an elected official before January 1, 1980 with an

1 employer may be included retroactively if the elected official or former
2 elected official makes retroactive contributions equal to what he would
3 have made if he had been included when he took the oath of his office as
4 an elected official. The rate used to calculate the retroactive contri-
5 butions may not be less than the rate in effect on January 1, 1961. An
6 elected official or former elected official must claim prior service and
7 make retroactive contributions before February 1, 1981. An elected
8 official or former elected official may not receive credited service
9 under this subsection for any period in which he was receiving a retire-
10 ment benefit from the system or in which he was an active member of the
11 teachers' retirement system. An elected official or former elected
12 official receiving a retirement benefit from the system on January 1,
13 1980 is not eligible to claim credited service under this subsection
14 unless he is reemployed as an active member and claims the credited
15 service before February 1, 1981. Service as an elected official with an
16 employer constitutes employment as an active member so long as no waiver
17 of coverage under (a) of this section is in effect.

18 (c) An elected official included in the system and his employer
19 are liable for contributions whenever he is an elected official unless a
20 waiver of coverage under (a) of this section is in effect.

21 * Sec. 3. AS 39.35.680(14) is amended to read:

22 (14) "elected official" means a person [MEMBER] whose com-
23 pensation results from personal services rendered to an employer as an
24 elected representative [AND WHO ELECTS COVERAGE UNDER AS 39.35.125];

25 * Sec. 4. AS 39.35.360(c) is repealed.

26 * Sec. 5. AS 39.35.125(a), as re-enacted in sec. 1 of this Act, applies
27 to an elected official holding office on or after January 1, 1980, even
28 though he may have assumed office before that date.

29 * Sec. 6. This Act takes effect January 1, 1980.

Original sponsor: State Affairs Committee

Offered: 3/6/79

Referred: State Affairs

1 IN THE HOUSE

BY THE COMMUNITY AND
REGIONAL AFFAIRS COMMITTEE

2 CS FOR HOUSE BILL NO. 174

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the participation of elected
7 officials and former elected officials in the public
8 employees' retirement system; and providing for an
9 effective date."

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

11 * Section 1. AS 39.35.120(b) is amended to read:

12 (b) Inclusion in the system is a condition of employment for an
13 employee except as otherwise provided for an elected official.

14 * Sec. 2. AS 39.35.125 is repealed and re-enacted to read:

15 Sec. 39.35.125. PARTICIPATION OF ELECTED OFFICIALS. (a) An
16 elected official is included in the system unless he files a written
17 waiver of coverage with the administrator. A waiver under this subsec-
18 tion waives coverage of future employment as an elected official,
19 regardless of any change of employer. An elected official may file a
20 waiver under this subsection at any time after his election to office,
21 including the period before he takes the oath of his office. An elected
22 official may revoke a waiver under this subsection by filing a written
23 revocation with the administrator. A revocation under this subsection
24 operates prospectively only, and the elected official may not receive
25 credited service for service as an elected official while the waiver was
26 in effect. There is no limit on the number of times an elected official
27 may file a waiver or revocation under this subsection.

28 (b) Service as an elected official before January 1, 1980 with an
29 employer may be included retroactively if the elected official or former

1 elected official makes retroactive contributions equal to what he would
2 have made if he had been included when he took the oath of his office as
3 an elected official. The rate used to calculate the retroactive contri-
4 butions may not be less than the rate in effect on January 1, 1961. An
5 elected official or former elected official must claim prior service and
6 make retroactive contributions before February 1, 1981. An elected
7 official or former elected official may not receive credited service
8 under this subsection for any period in which he was receiving a retire-
9 ment benefit from the system. An elected official or former elected
10 official receiving a retirement benefit from the system on January 1,
11 1980 is not eligible to claim credited service under this subsection
12 unless he is reemployed as an active member and claims the credited
13 service before February 1, 1981. Service as an elected official with an
14 employer constitutes employment as an active member so long as no waiver
15 of coverage under (a) of this section is in effect.

16 (c) An elected official included in the system and his employer
17 are liable for contributions whenever he is an elected official unless a
18 waiver of coverage under (a) of this section is in effect.

19 * Sec. 3. AS 39.35.680(14) is amended to read:

20 (14) "elected official" means a person [MEMBER] whose com-
21 pensation results from personal services rendered to an employer as an
22 elected representative [AND WHO ELECTS COVERAGE UNDER AS 39.35.125];

23 * Sec. 4. AS 39.35.360(c) is repealed.

24 * Sec. 5. AS 39.35.125(a), as re-enacted in sec. 1 of this Act, applies
25 to an elected official holding office on or after January 1, 1980, even
26 though he may have assumed office before that date.

27 * Sec. 6. This Act takes effect January 1, 1980.

Introduced: 2/12/79
Referred: Community & Regional
Affairs and State Affairs

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2 HOUSE BILL NO. 174

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the participation of elected
7 officials and former elected officials in the public
8 employees' retirement system."

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

10 * Section 1. AS 39.35.125(a) is amended to read:

11 (a) An elected official may be included in the system if [, WITHIN
12 60 DAYS AFTER TAKING THE OATH OF HIS OFFICE OR WITHIN 60 DAYS AFTER MAY
13 12, 1966]

14 (1) he directs his employer in writing to make the necessary
15 deductions from his salary and to pay into the system the contributions
16 required by and for an employee under this chapter and

17 (2) notice is given the commissioner of administration in
18 writing.

19 * Sec. 2. AS 39.35.125(c) is amended to read:

20 (c) An elected official may be included retroactively in the sys-
21 tem if he makes retroactive contributions, together with interest as
22 prescribed by regulation, equal to what he would have made if he had
23 elected to be included when he became eligible under (a) of this sec-
24 tion. Interest accrues retroactively from the date each contribution
25 would have been made.

26 * Sec. 3. AS 39.35.125 is amended by adding new subsections to read:

27 (f) A former elected official who was eligible, at any time during
28 his term of office, to be included in the system under (a) of this
29 section may be included retroactively if he makes retroactive contribu-

1 tions, together with interest as prescribed by regulation, equal to what
2 he would have made if he had elected to be included when he became
3 eligible under (a) of this section. Interest accrues retroactively from
4 the date each contribution would have been made.

5 (g) An elected official who participates in the system may waive
6 coverage of future employment as an elected official by filing a written
7 waiver of coverage with the commissioner of administration. After an
8 elected official waives coverage, neither he nor his employer is liable
9 for contributions to the system for his future employment as an elected
10 official. A waiver of coverage under this subsection may not be revoked
11 and waives coverage of all future employment as an elected official,
12 even though the official may subsequently be elected to the same or a
13 different office.

14 * Sec. 4. AS 39.35.125(d) and (e) are repealed.



RECORDS CERTIFICATION



I, the undersigned, an employee of the State of Alaska, do hereby certify that the microfilm images on this microform are accurate reproductions of the original records of the State of Alaska as accumulated during the regular course of business, and that it is the established policy and practice of this State to microfilm its records and to dispose of the original records after microfilm reproductions have been made.

James O. Smith
Signature of Camera Operator

3/8/90
Date

COMMITTEE REPORT HOUSE

FURTHER:

3/14/79

Date: _____

Mr. Speaker:

The Committee on FINANCE has had HB 176

"An Act making a special appropriation to the Department of Transportation and Public Facilities for an airport at Sand Point; and providing for an effective date."

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for _____ same title
 new title
- and recommends _____
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS:

CHAIRMAN

6347
Guthrie

Introduced: 2/12/79
Referred: State Affairs and
Finance

Funding Information
General Fund \$2,000,000
Other Funds -0-
\$2,000,000

1 IN THE HOUSE

BY OSTERBACK

2 HOUSE BILL NO. 176

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the Depart-
7 ment of Transportation and Public Facilities for an
8 airport at Sand Point; and providing for an effective
9 date."

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

11 * Section 1. The sum of \$2,000,000 is appropriated from the general fund
12 to the Department of Transportation and Public Facilities for the construc-
13 tion of a new airport at Sand Point.

14 * Sec. 2. The appropriation made by this Act is for a capital project and
15 is subject to the provisions of AS 37.25.020.

16 * Sec. 3. This Act takes effect July 1, 1979.
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ALASKA STATE LEGISLATURE

ELEVENTH Legislature FIRST Session

HOUSE BILL NO. 176...

By OSTERBACK

"An Act making a special appropriation to the Department of Transportation & Public Facilities for an airport at Sand Point; and providing for an effective date."

Airport at Sand Point

Introduced in the House 2-12, 19. 79

HISTORY IN THE HOUSE

1979	Read first time and referred to Committee on										
Feb. 12	State Affairs and Finance Reported back with recommendation that										
	Read second time and										
	Read third time and										
	<table border="0"> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
PASS	Effective Date										
Yeas	Yeas										
Nays	Nays										
Absent	Absent										
Excused	Excused										
	<p>Reconsideration</p> <table border="0"> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
PASS	Effective Date										
Yeas	Yeas										
Nays	Nays										
Absent	Absent										
Excused	Excused										
	Reported correctly engrossed Signed by Speaker Sent to Senate										
CHIEF CLERK OF THE HOUSE											

HISTORY IN THE SENATE

19	Read first time and referred to Committee on										
	Reported back with recommendation that										
	Read second time and										
	Read third time and										
	<table border="0"> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
PASS	Effective Date										
Yeas	Yeas										
Nays	Nays										
Absent	Absent										
Excused	Excused										
	<p>Reconsideration</p> <table border="0"> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
PASS	Effective Date										
Yeas	Yeas										
Nays	Nays										
Absent	Absent										
Excused	Excused										
	Reported correctly engrossed Signed by President Returned to House										
SECRETARY OF THE SENATE											

HISTORY IN THE HOUSE

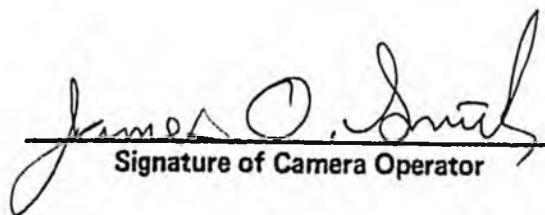
19	Received from Senate
	Concurred in Senate amendment thus adopting: VOTE
	Failed to concur in Senate amendment; asked Senate to recede VOTE
	Senate receded from amendment VOTE
	Senate failed to recede from amendment VOTE
	CC appointed by House
	CC appointed by Senate
	CC adopted by House VOTE
	CC adopted by Senate VOTE
	To enrolling Reported correctly enrolled Sent to Governor by Governor
	Filed with Lt. Governor
	Chapter No.

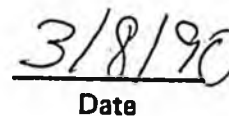


RECORDS CERTIFICATION



I, the undersigned, an employee of the State of Alaska, do hereby certify that the microfilm images on this microform are accurate reproductions of the original records of the State of Alaska as accumulated during the regular course of business, and that it is the established policy and practice of this State to microfilm its records and to dispose of the original records after microfilm reproductions have been made.


Signature of Camera Operator


Date

COMMITTEE REPORT HOUSE

FURTHER:

February 22, 1979

Date: 3/2/79

Mr. Speaker:

The Committee on FINANCE has had HB 177

"An Act relating to unemployment insurance; eff. date."

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for _____ same title
 new title
- and recommends _____
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

**MEMBERS SIGNING
DO PASS**

Melkins

Freeman

Matson

Harbison

Rogers

Wick

McKinnon

Roberts

**MEMBERS HAVING
OTHER RECOMMENDATIONS:**

Roger Melkins
CHAIRMAN

Introduced: 2/12/79
Referred: Labor & Management and
Finance

1 IN THE HOUSE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 HOUSE BILL NO. 177

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to unemployment insurance; and pro-
7 viding for an effective date."

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

9 * Section 1. AS 23.20.045(b) is amended to read:

10 (b) Special rules may be adopted, amended, or rescinded by the
11 department only after public hearing or opportunity to be heard on
12 them, of which proper notice has been given. A special rule becomes
13 effective 30 days after notification to or mailing to the last [KNOWN]
14 address of record of the persons affected by it.

15 * Sec. 2. AS 23.20.110 is amended by adding a new subsection to read:

16 (e) Upon request of an agency of this or another state which
17 administers or operates a state plan for aid and services to needy
18 families with children approved under Part A of Title IV of the
19 Social Security Act, the department shall provide wage information
20 which is necessary (as determined under regulations of the Secretary
21 of Health, Education and Welfare) for the purposes of determining an
22 individual's eligibility for aid or services, or the amount of that
23 aid or those services.

24 * Sec. 3. AS 23.20.115 is amended to read:

25 Sec. 23.20.115. UNAUTHORIZED DISCLOSURE OF INFORMATION. A
26 member of the department, [OR] an employee of the department, or an
27 agent of the department who, in violation of sec. 110 of this chapter,
28 makes a disclosure of information obtained from an employing unit or
29 from an individual in the administration of this chapter, or a person

1 who has obtained a list of applicants for work or of claimants or
2 recipients of benefits under this chapter and who uses or permits the
3 use of the list for a purpose not authorized by sec. 110 of this
4 chapter, upon conviction, is punishable by a fine of not more than
5 \$200, or by imprisonment for not more than 90 days, or by both.

6 * Sec. 4. AS 23.20.130(b)(9) is amended to read:

7 (9) reimbursement of benefits paid under secs. 277 and [,]
8 278 [AND 326] of this chapter, and reimbursement of benefits paid
9 under sec. 326 of this chapter as it read prior to January 1, 1978; and

10 * Sec. 5. AS 23.20.135 is amended to read:

11 Sec. 23.20.135. ACCOUNTS AND DEPOSIT. (a) The commissioner of
12 revenue is ex officio the treasurer and custodian of the fund and
13 shall administer it as directed by the department. Checks or warrants
14 shall be issued on the fund in accordance with the regulations which
15 the department prescribes. The [COMMISSIONER OF REVENUE SHALL MAIN-
16 TAIN WITHIN THE] fund has three separate accounts:

- 17 (1) a clearing account;
18 (2) an unemployment trust fund account; and
19 (3) a benefit account.

20 (b) The department, or its designee, [SHALL FORWARD, UPON
21 RECEIPT, ALL MONEY PAYABLE TO THE FUND TO THE COMMISSIONER OF REVENUE
22 WHO] shall immediately deposit, upon receipt, all money payable to the
23 fund [THEM] in the clearing account. Refunds of contributions errone-
24 ously collected and payable under secs. 225 and 526(a)(11) [525(c)(11)]
25 of this chapter may be paid from the clearing account in the same
26 manner, if they were deposited in the unemployment compensation fund,
27 or from the training and building fund; however, interest and penalty
28 payments collected on and after June 30, 1969 may not be refunded from
29 the unemployment compensation fund. After clearance, all money in the

1 clearing account shall be immediately deposited with the Secretary of
2 the Treasury of the United States to the credit of the account of this
3 state in the unemployment trust fund, established and maintained under
4 sec. 904 of the Social Security Act, as amended.

5 (c) The benefit account consists of money requisitioned from
6 this state's account in the unemployment trust fund for the purpose of
7 paying benefits. Money in the clearing and benefit accounts may be
8 deposited by the department's designee [COMMISSIONER OF REVENUE],
9 under the direction of the department, in a bank or public depository
10 in which general funds of the state may be deposited, but no public
11 deposit insurance charge or premium may be paid out of the fund.
12 Money in these accounts may not be commingled with other state funds,
13 but shall be maintained in separate accounts on the books of the
14 depository bank. The money is secured by the depository law of this
15 state. Collateral pledged for this purpose shall be kept separate and
16 distinct from collateral pledged to secure other funds of the state.
17 The commissioner of revenue is liable on his official bond for the
18 faithful performance of his duties in connection with the fund. Sums
19 recovered for losses sustained by the fund shall be deposited in the
20 fund.

21 * Sec. 6. AS 23.20.145(b) is amended to read:

22 (b) The department shall from time to time requisition from the
23 unemployment trust fund amounts not exceeding the amounts standing to
24 the state's account in the fund which it considers necessary for the
25 payment of benefits for a reasonable future period. Upon receipt of
26 an amount the department [COMMISSIONER OF REVENUE] shall deposit the
27 money to the benefit account. A check or warrant for the payment of
28 benefits may be issued solely from the benefit account.

29 * Sec. 7. AS 23.20.145(c) is amended to read:

1 (c) If money in the clearing account is not sufficient to provide
2 for refunds of contributions erroneously collected and payable under
3 secs. 225 and 526(a)(11) of this chapter, the department shall with-
4 draw from the unemployment trust fund the amounts not exceeding the
5 amount standing to this state's account in the fund which are necessary
6 for the payment of the refunds, if the erroneously collected interest
7 and penalties were deposited and retained in the unemployment compensa-
8 tion fund, but no amounts may be withdrawn from the unemployment trust
9 fund for the refund of interest and penalty payments collected on and
10 after June 30, 1969. Upon receipt the department, or its designee,
11 [COMMISSIONER OF REVENUE] shall deposit this money to the clearing
12 account. A check or warrant for the payment of a refund shall be
13 issued from the clearing account.

14 * Sec. 8. AS 23.20.205(b) is amended to read:

15 (b) If the notice is served by mail the notice must be deposited
16 in the post office, addressed to the delinquent employer at his last
17 [KNOWN] address of record and the postage paid. The date of service
18 is considered to be the day of delivery shown on the delivery receipt.
19 However, if it appears the addressee is deliberately avoiding service,
20 then the date of service is the day of mailing.

21 * Sec. 9. AS 23.20.277(h) is amended to read:

22 (h) The amount due, specified in a bill from the department, is
23 conclusive on the organization unless, not later than 15 days after
24 the bill was mailed to its last [KNOWN] address of record or otherwise
25 delivered to it, the organization files an application for redetermi-
26 nation by the department, setting out the grounds for the application.
27 The department shall promptly review and reconsider the amount due
28 specified in the bill and shall thereafter issue a redetermination in
29 any case in which an application for redetermination has been filed.

1 Any redetermination is conclusive on the organization unless, not
2 later than 15 days after the redetermination was mailed to its last
3 [KNOWN] address of record or otherwise delivered to it, the organiza-
4 tion files an appeal to the commissioner, setting out the grounds for
5 the appeal. Proceedings on appeal to the commissioner from the amount
6 of a bill rendered under this subsection or a redetermination of the
7 amount shall be in accordance with the provisions of secs. 410 - 470
8 [455] of this chapter.

9 * Sec. 10. AS 23.20.277(1) is amended to read:

10 (1) Each employer that is liable for payments in place of contri-
11 butions shall pay to the department for the fund the amount of regular
12 benefits plus the amount of one-half of extended benefits paid that
13 are attributable to service in the employ of that [SUCH AN] employer.
14 However, a government entity which has elected to make payments under
15 this section is liable for the amount of regular benefits plus the
16 full amount of extended benefits which are attributable to service in
17 the employ of that entity. If benefits paid to an individual are
18 based on wages paid by more than one employer and one or more of these
19 employers are liable for payments in place of contributions, the
20 amount payable to the fund by each employer that is liable for payments
21 shall be determined by the department in accordance with regulations
22 adopted [PROMULGATED] by the department.

23 * Sec. 11. AS 23.20.280(a) is amended to read:

24 (a) An employer is [AND HIS EMPLOYEES ARE] eligible for a rate
25 determination in accordance with the provisions of secs. 280 - 310 of
26 this chapter and the department's [COMMISSIONER'S] regulations if the
27 employer has been subject to this chapter throughout not less than the
28 four consecutive calendar quarters ending with the computation date
29 and remains subject to this chapter into the calendar quarter which

1 immediately precedes the effective date of the rate. No employer [OR
2 EMPLOYEE] is eligible for a rate determination under secs. 280 - 310
3 of this chapter if, with respect to a calendar quarter in or preceding
4 his qualifying period, the employer has failed to file contribution or
5 payroll reports or to pay contributions, interest and penalties
6 required by this chapter within 60 days after the computation date or
7 within 10 days after the department has mailed the employer written
8 notice of the delinquency or of failure to file reports, or of both,
9 by registered or certified mail to his last [KNOWN] address of record,
10 whichever is the later date.

11 * Sec. 12. AS 23.20.305(a) is amended to read:

12 (a) The department shall promptly notify each employer of his
13 rate of contributions as determined for a calendar year under secs.
14 280 - 310 of this chapter. The determination becomes conclusive upon
15 the employer unless within 15 days after the notice is mailed to his
16 last [KNOWN] address of record or delivered to him, the employer files
17 an application for review and redetermination, setting out his reasons
18 for the application.

19 * Sec. 13. AS 23.20.305(c) is amended to read:

20 (c) If the commissioner denies a review, he shall notify the
21 employer of the denial and the reasons for the denial. A redetermina-
22 tion or a denial of review becomes final, unless within 30 days after
23 the notice is mailed to the last [KNOWN] address of record of the
24 employer, or delivered to him, the employer initiates [PETITION FOR]
25 judicial review [IS FILED] in accordance with sec. 445 of this chapter.

26 * Sec. 14. AS 23.20.315(c) is amended to read:

27 (c) The department shall mail or deliver a notice of its determi-
28 nation made under (a) or (b) of this section to the last [KNOWN]
29 address of record of the employing unit affected. The notice shall

1 include a statement of the supporting facts found by the department.

2 * Sec. 15. AS 23.20.315(d) is amended to read:

3 (d) Within 15 days after a notice of a determination has been
4 mailed or delivered to the last [KNOWN] address of record of an
5 employing unit, the employing unit may apply to the department to
6 reconsider its determination in the light of additional evidence and
7 to issue a redetermination. The department shall, if the request is
8 granted, mail or deliver to the last [KNOWN] address of record of
9 the employing unit affected a notice of the redetermination. The
10 notice shall include a statement of the supporting facts found by
11 the department. If the department denies the request for redetermina-
12 tion, it shall furnish a notice of the denial of the application.

13 * Sec. 16. AS 23.20.315(e) is amended to read:

14 (e) Within 15 days after a notice of a determination made
15 under (a), (b), or (d) of this section or a denial of the applica-
16 tion under (d) of this section has been mailed or delivered to the
17 last [KNOWN] address of record of an employing unit, the employing
18 unit may appeal from the determination to the department. The depart-
19 ment shall give the parties a reasonable opportunity for a fair
20 hearing as provided in the case of hearings before appeal tribunals
21 in secs. 410 - 470 of this chapter. The decision of the department
22 is final unless, within 30 days after the decision is mailed or
23 delivered to the last [KNOWN] address of record of a party, the
24 party initiates judicial review in accordance with s.c. 445 of this
25 chapter.

26 * Sec. 17. AS 23.20.340(a) is amended to read:

27 (a) An examiner designated by the department shall take the
28 claim. The examiner shall take all evidence pertaining to the monetary
29 eligibility of the claimant and [AN INITIAL DETERMINATION ON THE CLAIM

CORRECTION

**THIS DOCUMENT
HAS BEEN REPHOTOGRAPHED
TO ASSURE LEGIBILITY**

1 include a statement of the supporting facts found by the department.

2 * Sec. 15. AS 23.20.315(d) is amended to read:

3 (d) Within 15 days after a notice of a determination has been
4 mailed or delivered to the last [KNOWN] address of record of an
5 employing unit, the employing unit may apply to the department to
6 reconsider its determination in the light of additional evidence and
7 to issue a redetermination. The department shall, if the request is
8 granted, mail or deliver to the last [KNOWN] address of record of
9 the employing unit affected a notice of the redetermination. The
10 notice shall include a statement of the supporting facts found by
11 the department. If the department denies the request for redetermina-
12 tion, it shall furnish a notice of the denial of the application.

12 * Sec. 16. AS 23.20.315(e) is amended to read:

14 (e) Within 15 days after a notice of a determination made
15 under (a), (b), or (d) of this section or a denial of the applica-
16 tion under (d) of this section has been mailed or delivered to the
17 last [KNOWN] address of record of an employing unit, the employing
18 unit may appeal from the determination to the department. The depart-
19 ment shall give the parties a reasonable opportunity for a fair
20 hearing as provided in the case of hearings before appeal tribunals
21 in secs. 410 - 470 of this chapter. The decision of the department
22 is final unless, within 30 days after the decision is mailed or
23 delivered to the last [KNOWN] address of record of a party, the
24 party initiates judicial review in accordance with sec. 445 of this
25 chapter.

26 * Sec. 17. AS 23.20.340(a) is amended to read:

27 (a) An examiner designated by the department shall take the
28 claim. The examiner shall take all evidence pertaining to the monetary
29 eligibility of the claimant and [AN INITIAL DETERMINATION ON THE CLAIM

1 SHALL BE MADE PROMPTLY AND SHALL INCLUDE A DETERMINATION WITH RESPECT
2 TO WHETHER BENEFITS ARE PAYABLE, THE WEEKLY BENEFIT AMOUNT PAYABLE,
3 AND THE MAXIMUM DURATION OF BENEFITS. WHEN THE PAYMENT OR DENIAL OF
4 BENEFITS IS DETERMINED BY SEC. 380(9) OF THIS CHAPTER, THE [EXAMINER]
5 shall promptly transmit all evidence [WITH RESPECT TO THAT SECTION] to
6 the department. The department or a representative designated by it
7 for the purpose, shall, on the basis of the evidence submitted and any
8 [THE] additional evidence it requires, make an initial monetary deter-
9 mination of [AS TO] the claim as to whether the claimant is eligible
10 for benefits under sec. 350 of this chapter and the weekly benefit
11 amount and maximum potential benefit amount.

12 * Sec. 18. AS 23.20.340(b) is amended to read:

13 (b) Within one year from the date of the initial monetary deter-
14 mination, the department, on its own motion, may reconsider the monetary
15 determination if it finds an error in computation or identity or finds
16 that additional wages pertinent to the claimant's insured status have
17 become available, or that the initial monetary determination is a
18 result of a nondisclosure or misrepresentation of a material fact.

19 * Sec. 19. AS 23.20.340(c) is amended to read:

20 (c) The claimant [AND OTHER PARTIES TO THE DETERMINATION] shall
21 be promptly notified of the initial monetary determination or a sub-
22 sequent monetary redetermination [(OR OF AN AMENDED INITIAL DETERMINA-
23 TION)] and the reasons for it.

24 * Sec. 20. AS 23.20.340(d) is amended to read:

25 (d) Unless the claimant is determined to be disqualified for
26 benefits under secs. 375, 380 and 381 of this chapter, benefits [BENE-
27 FITS] shall be promptly paid [OR DENIED] in accordance with the initial
28 monetary determination or subsequent redetermination.

29 * Sec. 21. AS 23.20.340(e) is repealed and re-enacted to read:

1 (e) The claimant may file a request for redetermination of the
2 initial monetary determination within 15 days after personal notifica-
3 tion of the determination, or after the date the notice is mailed to
4 his last address of record. The claimant may file an appeal from a
5 monetary redetermination within 15 days after personal notification of
6 the redetermination or after the date the redetermination is mailed to
7 his last address of record. The period for filing an appeal may be
8 extended for a reasonable period of time upon a showing that the
9 application was delayed as a result of circumstances beyond the claim-
10 ant's control.

11 * Sec. 22. AS 23.20.340(f) is repealed and re-enacted to read:

12 (f) If a determination of disqualification under secs. 375, 380
13 and 381 of this chapter is made, the claimant shall be promptly
14 notified of the determination and the reasons for it. The claimant
15 may appeal the determination in the same manner prescribed in this
16 chapter for appeals of monetary redeterminations. Benefits may not be
17 paid for any weeks with respect to which the determination of dis-
18 qualification was made while a determination is being appealed. How-
19 ever, if a decision on the appeal allows benefits to the claimant,
20 those benefits must be paid promptly.

21 * Sec. 23. AS 23.20.408(g) is repealed and re-enacted to read:

22 (g) There is a state "off" indicator for a week if, for the
23 period consisting of that week and the immediately preceding 12 weeks,
24 the rate of insured unemployment was either (1) less than four per
25 cent; or (2) less than five per cent and was less than 120 per cent of
26 the average of the rates of insured unemployment for the corresponding
27 13-week period in each of the preceding two calendar years.

28 * Sec. 24. AS 23.20.430 is amended to read:

29 Sec. 23.20.430. NOTICE OF DECISION AND TIME FOR APPEAL. After

1 a hearing an appeal tribunal shall promptly make findings and conclu-
2 sions and on the basis of them shall affirm, modify, or reverse the
3 determination. Each party shall be promptly given a copy of the
4 decision, the supporting findings and the conclusions. This decision
5 is final unless further review is initiated under sec. 435 of this
6 chapter within 15 [10] days after the decision is mailed to each party
7 at his last [KNOWN] address of record or delivered to him. The period
8 within which further review may be initiated may be extended for a
9 reasonable period of time upon a showing that the application was
10 delayed as a result of circumstances beyond the party's control [GOOD
11 CAUSE].

12 * Sec. 25. AS 23.20.445 is amended to read:

13 Sec. 23.20.445. NOTICE OF DECISION OF DEPARTMENT AND JUDICIAL
14 REVIEW. Each party, including the properly designated representative
15 of the department, shall be promptly given a copy of the decision and
16 the supporting findings and conclusions of the department. The
17 decision is final unless a party initiates judicial review by filing
18 an appeal [ACTION] in the superior court as provided in the applicable
19 Rules of Appellate Procedure of the State of Alaska [FOR REVIEW WITHIN
20 30 DAYS AFTER THE DEPARTMENT'S DECISION HAS BEEN MAILED TO EACH PARTY
21 AT HIS LAST KNOWN ADDRESS, OR DELIVERED TO HIM]. For the purpose of
22 judicial review, an appeal tribunal's decision from which an application
23 for appeal has been denied by the department is considered the decision
24 of the department, except that the time for initiating judicial review
25 runs from the date of the mailing or delivery of the notice of the
26 denial of the application for appeal by the department.

27 * Sec. 26. AS 23.20.520(21) is amended to read:

28 (21) "waiting week" means the first week of unemployment
29 for which an individual files a claim during his benefit year and for

1 which no disqualification is imposed under secs. 375, 380 and 381 of
2 this chapter [OCCURRING IN A BENEFIT YEAR];

3 * Sec. 27. AS 23.20.525(a)(5) is amended to read:

4 (5) service performed before January 1, 1978 in the employ
5 of a political subdivision of this state or a wholly owned instrumental-
6 ity of a political subdivision of this state, if coverage was elected
7 under sec. 325 [OR SEC. 326] of this chapter or if coverage was elected
8 under sec. 326 of this chapter as it read prior to January 1, 1978;

9 * Sec. 28. AS 23.20.525(a)(16)(C)(ii) is amended to read:

10 (ii) if that individual is not an employee of
11 that other person within the meaning of paragraph (10) [(A)]
12 of this subsection [PARAGRAPH];

13 * Sec. 29. Chapter 122, sec. 27(a), SLA 1977 is amended to read:

14 (a) Notwithstanding the provisions of AS 23.20.350, benefits may
15 be paid to an individual after December 31, 1977 on wages earned by
16 that individual in a category of employment which was not covered
17 under AS 23.20 at any time during calendar year 1975 and which was
18 service which is covered under AS 23.20, effective January 1, 1978, as
19 the result of enactment of sec. 18 [19] of this Act.

20 * Sec. 30. AS 23.20.340(g) and 23.20.526(a)(19) are repealed.

21 * Sec. 31. Sections 1, 8, 9, 11 - 22, 24 - 26 and 30 of this Act take
22 effect on July 1, 1979.

23 * Sec. 32. Sections 2 - 3 and 5 - 7 of this Act take effect immediately
24 in accordance with AS 01.10.070(c).

25 * Sec. 33. Sections 4, 10, 27, 28 and 29 of this Act take effect
26 immediately in accordance with AS 01.10.070(c) and are retroactive to
27 January 1, 1978.

28 * Sec. 34. Section 23 of this Act takes effect immediately in accord-
29 ance with AS 01.10.070(c) and is retroactive to March 3, 1977.

1-B177

February 9, 1979

The Honorable Terry Gardiner
Speaker of the House
Alaska State Legislature
Juneau, Alaska 99811

Dear Mr. Speaker:

Under authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill relating to unemployment insurance. This bill proposes a number of technical and other housekeeping changes to AS 23.20, which is the Alaska Employment Security Act.

Most of the sections (secs. 1, 2, 4, 8, 9, 10, 11 - 16, 23, 25 - 27) are "housekeeping" in nature, designed to make such changes as referring to "last address of record" instead of "last known address" (secs. 1, 8, 9, 11-16); deleting references to a section which has been repealed (secs. 4 and 27); and making the state's laws conform with federal employment security requirements (sec. 2, 10, 23, 28, 29); clarifying a definition (sec. 26); and deleting an unnecessary definition (sec. 30).

A number of other sections would make various technical changes to rewrite all or parts of existing statutory sections for better clarity (secs. 17 - 19 and 21); conform to controlling court decisions (secs. 20 and 22) or court procedures (sec. 25); and implement a federal recommendation relating to confidentiality (sec. 3).

Finally, a few sections would accomplish certain non-controversial improvements in the employment security program such as authorizing the Department of Labor to designate a third party, such as a bank, to deposit funds into the unemployment compensation fund (sec. 5); substituting the department for the commissioner of revenue for purposes of making deposits (secs. 6 and 7); and extending the period for appealing a denial of benefits from 10 to 15 days (sec. 24).

Sincerely,



Jay S. Hammond
Governor

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. J-77-114-79 HOUSE BILL NO. 177
 Title "An Act relating to unemployment insurance; and providing for an effective date"
 Requested by Rules Committee by request of the Governor Date 1-26-79

II. FISCAL DETAIL

Agency Affected Employment Security Division, Department of Labor
 Program Category Affected Social Services
 BRU, Program, or Subprogram(s) Affected Unemployment Insurance/Employment Security Division
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
100 PERSONAL SERVICES	-0-	-0-	-0-	-0-	-0-	-0-
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING (Thousands of Dollars)

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
GENERAL FUND	-0-	-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
FULL TIME	-0-	-0-	-0-	-0-	-0-	-0-
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

Passage of section 29 of the attached bill will allow us to share the costs of benefits paid to workers who are being covered for the first time under the state law with the federal government. Without passage of this section and the federal sharing of liability, the State's Unemployment Insurance Trust Fund would experience a loss of \$3-4 million. Although this money does not affect the department's budget, it could have an adverse effect on employers' unemployment insurance taxes.

IV. DATE January 26, 1979 PREPARED BY James M. Souby III, Comptroller
 AGENCY Department of Labor
 PHONE 465-2720
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

HOUSE BILL 177

ANALYSIS

This bill is a simple, non-controversial bill containing only housekeeping changes to the Employment Security Act.

Sections 1,8,9,11,16 The only change is "last known address" to "last address of record".

Section 2 This is a new section to our confidentiality provision allowing us to give wage information to AFDC. This section is required by federal law (26 USC 3304(e)).

Section 3 This section has been recommended by the federal government because of our agreement with the National Bank of the North. It extends a penalty to agents of the department who violate our confidentiality provision (AS 23.20.110).

Section 4 Housekeeping AS 23.20.326 was repealed 1/1/78.

Sections 5-7 By bid award, the department has an agreement with the Alaska National Bank of the North to handle the intake of employer contributions and their transmittal to our federal account. The Commissioner of Revenue as treasurer and custodian of the fund has given our department authority to handle the Trust Fund and he receives monthly reports on its activity.

Section 10 Housekeeping. This change should have been made when coverage was extended to state and local government workers (1/1/78).

Sections 17-22 and 30 (repeal of sec 340(g)) AS 23.20 340 has been rewritten both for clarity and in order to conform with a decision of a federal court case (JAVA).

Section 23 This section rewrites the state's extended benefits "off" indicator in compliance with federal law.

Section 24 Extends the period for filing an appeal from 10 days to 15 days and replaces "good cause" with "circumstances beyond the claimant's control."

Section 25 Housekeeping - language change recommended by Department of Law, Attorney General's office.

Section 26 Housekeeping - clarifies the intent of the definition of "waiting week".

Section 27 Housekeeping - Sec 326 no longer exists

Sections 28 & 29 These changes are necessary to comply with federal law (PL 94-566).

Section 30 Repeal of AS 23.20 526(a)(19) - This section defined inactive duty reservists as not employed - the usage is redundant.

STATE OF ALASKA

OFFICE OF THE GOVERNOR

BUDGET & MANAGEMENT

POUCH AM — JUNEAU 99811
PHONE 465-2213

April 29, 1980

JAY S. HAMMOND, GOVERNOR

MAY 2 1980

The Honorable John C. Sackett
Chairman, Senate Finance Committee
Alaska State Legislature
Pouch V
Juneau, AK 99811

Dear Senator Sackett:

The purpose of this letter is to forward the attached revised fiscal note for HB 177 (now SLA 80, Ch 9), relating to unemployment insurance.

This revised fiscal note supercedes the one prepared by the Department of Labor dated February 12, 1980. That fiscal note indicated that the FY81 statewide fiscal impact of HB 177 would be \$576,000 in general funds. Using a different projection method, we can revise that figure as follows: The Director of the Division of Finance has estimated that the new law will cause an increase in the unemployment benefits rate of from .7% to 1.0%, or an increase of .3% of the total payroll of the State of Alaska. This increase would take effect for the last nine months of FY81. Using the above assumptions and assuming an FY81 total state payroll of about \$300,000,000 (not counting University of Alaska), the fiscal impact is calculated to be approximately \$675,000 for all funding sources. ($\$300,000,000 \times .003 \times .75$). General funds account for about 90% of all personal services funding affected, for a general fund impact in FY81 of about \$600,000.

Regardless of the actual cost associated with passage of HB 177, the net fiscal impact on the FY81 budget is zero. This is because the increase of .3% in unemployment benefits is offset by an overbudgeting of .5% for other benefits.

At the time the FY81 budget instructions were distributed, they included the benefits percentage of 6.65% for employer charges for Social Security (FICA). The state has since opted out of Social Security and established a Supplemental Benefits Program, which has employer costs of 6.13%. The entire FY81 budget in personal services is therefore overbudgeted by .52%.

We suggest making no changes to the personal services appropriations. This would allow the .3% of the .52% overbudgeted benefits rate to be used to offset the increase required for unemployment insurance. The remaining .22% would be retained to reduce the vacancy percentage experienced.

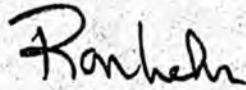
The Honorable John C. Sackett

-2-

April 29, 1980

The University of Alaska has informed us that HB 177 will have a minimal impact on their budget, and that they will absorb that impact (\$35,000) within their FY81 budget.

Sincerely,

A handwritten signature in dark ink, appearing to read "Ron Lehr". The signature is written in a cursive, slightly slanted style.

Dr. Ronald D. Lehr
Director

cc: Jim Souby
Bill Mullin
Alison Elgee

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. FCCS CSHB 177 (SLA 80, Ch 9)
 Title An Act Relating to Unemployment Insurance
 Requested by _____ Date _____

II. FISCAL DETAIL

Agency Affected All State Agencies
 Program Category Affected All
 BRU, Program, or Subprogram(s) Affected Budget & Management
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		0	0	0	0	0

FUNDING (Thousands of Dollars)

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

This fiscal note supercedes fiscal note dated 2/12/80 prepared by Jim Souby of the Department of Labor. The result of SLA 80, Ch 9 will be to increase the unemployment insurance benefit rate charged to all agencies from .7% to 1.0% effective 10/01/80, an increase of .3%. Because of opting out of Social Security, all state agency benefits are overbudgeted in FY81 by .52%. This overbudgeting offsets the increase which would be otherwise needed due to enactment of HB 177. A more detailed explanation is included in the attached letter to Jay Hogan from Ronald Lehr, dated April 29, 1980.

IV. DATE 4/22/80 PREPARED BY Jeff Morrison
 AGENCY Budget & Management
 PHONE 465 - 4580
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

STATE OF ALASKA

OFFICE OF THE GOVERNOR

BUDGET & MANAGEMENT

April 29, 1980

JAY S. HAMMOND, GOVERNOR

POUCH AM — JUNEAU 99811
PHONE 465-2213

Jay H. Hogan, Director
Legislative Finance Division
Pouch WF
Juneau, AK 99811

Dear Jay:

The purpose of this letter is to forward the attached revised fiscal note for HB 177 (now SLA 80, Ch 9), relating to unemployment insurance.

This revised fiscal note supercedes the one prepared by the Department of Labor dated February 12, 1980. That fiscal note indicated that the FY81 statewide fiscal impact of HB 177 would be \$576,000 in general funds. Using a different projection method, we can revise that figure as follows: The Director of the Division of Finance has estimated that the new law will cause an increase in the unemployment benefits rate of from .7% to 1.0%, or an increase of .3% of the total payroll of the State of Alaska. This increase would take effect for the last nine months of FY81. Using the above assumptions and assuming an FY81 total state payroll of about \$300,000,000 (not counting University of Alaska), the fiscal impact is calculated to be approximately \$675,000 for all funding sources. ($\$300,000,000 \times .003 \times .75$). General funds account for about 90% of all personal services funding affected, for a general fund impact in FY81 of about \$600,000.

Regardless of the actual cost associated with passage of HB 177, the net fiscal impact on the FY81 budget is zero. This is because the increase of .3% in unemployment benefits is offset by an overbudgeting of .5% for other benefits.

At the time the FY81 budget instructions were distributed, they included the benefits percentage of 6.65% for employer charges for Social Security (FICA). The state has since opted out of Social Security and established a Supplemental Benefits Program, which has employer costs of 6.13%. The entire FY81 budget in personal services is therefore overbudgeted by .52%.

We suggest making no changes to the personal services appropriations. This would allow the .3% of the .52% overbudgeted benefits rate to be used to offset the increase required for unemployment insurance. The remaining .22% would be retained to reduce the vacancy percentage experienced.

Jay H. Hogan, Director

-2-

April 29, 1980

The University of Alaska has informed us that HB 177 will have a minimal impact on their budget, and that they will absorb that impact (\$35,000) within their FY81 budget.

Sincerely,

A handwritten signature in cursive script that reads "Ron".

Dr. Ronald D. Lehr
Director

cc: Jim Souby
Bill Mullin
Alison Elgee

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. Free Conference CSHB 177
 Title "An Act relating to UI; and providing for an effective date."
 Requested by Free Conference Committee Date 2-11-80

II. FISCAL DETAIL

Agency Affected Division of Budget & Management directly; all agencies indirectly
 Program Category Affected ALL
 BRU, Program, or Subprogram(s) Affected Division of Budget & Management
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)
EXPENDITURES (Thousands of Dollars)

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
100 PERSONAL SERVICES (UI)	0	576	842	923	1011	1108
200 TRAVEL	0	0	0	0	0	0
300 CONTRACTUAL	0	0	0	0	0	0
400 COMMODITIES	0	0	0	0	0	0
500 EQUIPMENT	0	0	0	0	0	0
600 LAND & STRUCTURES	0	0	0	0	0	0
700 GRANTS, CLAIMS, ETC.	0	0	0	0	0	0
TOTAL	0	576	842	923	1011	1108

FUNDING (Thousands of Dollars)

GENERAL FUND	0	576	842	923	1011	1108
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME	0	0	0	0	0	0
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

A. ASSUMPTIONS:

1. State payroll increases at 9.6% per year
2. Benefit payments remain at 6.27% of payroll
3. Effective Date 10/1/80 for new benefit rates

B. PROGRAM SUMMARY: Administrative changes will be completed by existing staff

C. COMPUTATIONS:

Program cost = FP x a x AWB where FP = First Pays
 a = Average duration
 AWB - Average weekly benefit

IV. DATE 2/12/80 PREPARED BY Jim Souby
 AGENCY Labor
 PHONE 465-2700

Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

14B177

February 9, 1979

The Honorable Terry Gardiner
Speaker of the House
Alaska State Legislature
Juneau, Alaska 99811

Dear Mr. Speaker:

Under authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill relating to unemployment insurance. This bill proposes a number of technical and other housekeeping changes to AS 23.20, which is the Alaska Employment Security Act.

Most of the sections (secs. 1, 2, 4, 8, 9, 10, 11 - 16, 23, 25 - 27) are "housekeeping" in nature, designed to make such changes as referring to "last address of record" instead of "last known address" (secs. 1, 8, 9, 11-16); deleting references to a section which has been repealed (secs. 4 and 27); and making the state's laws conform with federal employment security requirements (sec. 2, 10, 23, 28, 29); clarifying a definition (sec. 26); and deleting an unnecessary definition (sec. 30).

A number of other sections would make various technical changes to rewrite all or parts of existing statutory sections for better clarity (secs. 17 - 19 and 21); conform to controlling court decisions (secs. 20 and 22) or court procedures (sec. 25); and implement a federal recommendation relating to confidentiality (sec. 3).

Finally, a few sections would accomplish certain non-controversial improvements in the employment security program such as authorizing the Department of Labor to designate a third party, such as a bank, to deposit funds into the unemployment compensation fund (sec. 5); substituting the department for the commissioner of revenue for purposes of making deposits (secs. 6 and 7); and extending the period for appealing a denial of benefits from 10 to 15 days (sec. 24).

Sincerely,



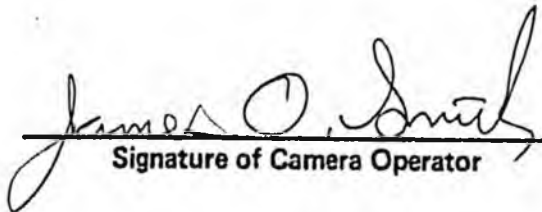
Jay S. Hammond
Governor



RECORDS CERTIFICATION



I, the undersigned, an employee of the State of Alaska, do hereby certify that the microfilm images on this microform are accurate reproductions of the original records of the State of Alaska as accumulated during the regular course of business, and that it is the established policy and practice of this State to microfilm its records and to dispose of the original records after microfilm reproductions have been made.


Signature of Camera Operator


Date

Date passed to Senate 3/12/79

Bill # SCSHB 177

SENATE FINANCE COMMITTEE
BILL CHECKLIST

- 1. Committee Copy-Current Bill ✓
- 2. History Cover Form ✓
- 3. Printed Copies:
 - Original Bill ✓
 - Committee Substitutes or Amendments _____
- 4. SFC Committee Report Form ✓
- 5. Fiscal Information:
 - Note in File ✓
 - Note Requested _____ Date _____
 - Other Financial Backup _____
 - (See Below) _____
- Backup:
 - Handouts ✓
 - Letter from Governor ✓
 - Letter from Sponsor _____
 - Completed Committee Reports
 - Committee Labor + Mat ✓
 - Other _____

Info. Concerning SCSHB 177

HB 177 analysis

Letter - ^{Senate} Labor + Mat Committee to Finance Committee

HB 1717 am

FR
3/12/79

Unemployment Insurance

1. Specifies U/I payment guidelines for Gov. agencies which elect to make payments in place of contributions (pg 5)
- Could affect funding needed by Depts
2. Allows DOL to delegate authority to deposit funds received under UI, to agent rather than requiring funds to be channeled thru D. of Revenue (pg 2) (contact Pete - how he feels) ①
DOL - who agents are ②
3. Limits reimbursement of benefits paid to fund for those paid under Sec 326 as it read prior to 1/1/78 - Other Sections remain the same. (Sec 326 repealed as of 1/1/78)

- ① Pete Bushre stated that DOL has always collected + deposited U/I funds + that this bill has DOL Revenue's blessing -
- ② DOL - collects U/I contributions from indiv. businesses + forwards to trust fund in DC - uses draw down system when needed for benefits.

Introduced: 2/12/79
Referred: Labor & Management
and Finance.

1 IN THE HOUSE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 HOUSE BILL NO. 177 am

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to unemployment insurance; and pro-
7 viding for an effective date."

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

9 * Section 1. AS 23.20.045(b) is amended to read:

10 (b) Special rules may be adopted, amended, or rescinded by the
11 department only after public hearing or opportunity to be heard on
12 them, of which proper notice has been given. A special rule becomes
13 effective 30 days after notification to or mailing to the last [KNOWN]
14 address of record of the persons affected by it.

15 * Sec. 2. AS 23.20.115 is amended to read:

16 Sec. 23.20.115. UNAUTHORIZED DISCLOSURE OF INFORMATION. A
17 member of the department, [OR] an employee of the department, or an
18 agent of the department who, in violation of sec. 110 of this chapter,
19 makes a disclosure of information obtained from an employing unit or
20 from an individual in the administration of this chapter, or a person
21 who has obtained a list of applicants for work or of claimants or
22 recipients of benefits under this chapter and who uses or permits the
23 use of the list for a purpose not authorized by sec. 110 of this
24 chapter, upon conviction, is punishable by a fine of not more than
25 \$200, or by imprisonment for not more than 90 days, or by both.

26 * Sec. 3. AS 23.20.130(b)(9) is amended to read:

27 (9) reimbursement of benefits paid under secs. 277 and [.]
28 278 [AND 326] of this chapter, and reimbursement of benefits paid
29 under sec. 326 of this chapter as it read prior to January 1, 1978; and

1 * Sec. 4. AS 23.20.135 is amended to read:

2 Sec. 23.20.135. ACCOUNTS AND DEPOSIT. (a) The commissioner of
3 revenue is ex officio the treasurer and custodian of the fund and
4 shall administer it as directed by the department. Checks or warrants
5 shall be issued on the fund in accordance with the regulations which
6 the department prescribes. The [COMMISSIONER OF REVENUE SHALL MAIN-
7 TAIN WITHIN THE] fund has three separate accounts:

- 8 (1) a clearing account,
9 (2) an unemployment trust fund account, and
10 (3) a benefit account.

11 (b) The department, or its designee, [SHALL FORWARD, UPON
12 RECEIPT, ALL MONEY PAYABLE TO THE FUND TO THE COMMISSIONER OF REVENUE
13 WHO] shall immediately deposit, upon receipt, all money payable to the
14 fund [THEM] in the clearing account. Refunds of contributions errone-
15 ously collected and payable under secs. 225 and 526(a)(11) [525(c)(11)]
16 of this chapter may be paid from the clearing account in the same
17 manner, if they were deposited in the unemployment compensation fund,
18 or from the training and building fund; however, interest and penalty
19 payments collected on and after June 30, 1969 may not be refunded from
20 the unemployment compensation fund. After clearance, all money in the
21 clearing account shall be immediately deposited with the Secretary of
22 the Treasury of the United States to the credit of the account of this
23 state in the unemployment trust fund, established and maintained under
24 sec. 904 of the Social Security Act, as amended.

25 (c) The benefit account consists of money requisitioned from
26 this state's account in the unemployment trust fund for the purpose of
27 paying benefits. Money in the clearing and benefit accounts may be
28 deposited by the department's designee [COMMISSIONER OF REVENUE],
29 under the direction of the department, in a bank or public depository

1 in which general funds of the state may be deposited, but no public
2 deposit insurance charge or premium may be paid out of the fund.
3 Money in these accounts may not be commingled with other state funds,
4 but shall be maintained in separate accounts on the books of the
5 depository bank. The money is secured by the depository law of this
6 state. Collateral pledged for this purpose shall be kept separate and
7 distinct from collateral pledged to secure other funds of the state.
8 The commissioner of revenue is liable on his official bond for the
9 faithful performance of his duties in connection with the fund. Sums
10 recovered for losses sustained by the fund shall be deposited in the
11 fund.

12 * Sec. 5. AS 23.20.145(b) is amended to read:

13 (b) The department shall from time to time requisition from the
14 unemployment trust fund amounts not exceeding the amounts standing to
15 the state's account in the fund which it considers necessary for the
16 payment of benefits for a reasonable future period. Upon receipt of
17 an amount the department [COMMISSIONER OF REVENUE] shall deposit the
18 money to the benefit account. A check or warrant for the payment of
19 benefits may be issued solely from the benefit account.

20 * Sec. 6. AS 23.20.145(c) is amended to read:

21 (c) If money in the clearing account is not sufficient to provide
22 for refunds of contributions erroneously collected and payable under
23 secs. 225 and 526(a)(11) of this chapter, the department shall with-
24 draw from the unemployment trust fund the amounts not exceeding the
25 amount standing to this state's account in the fund which are necessary
26 for the payment of the refunds, if the erroneously collected interest
27 and penalties were deposited and retained in the unemployment compensa-
28 tion fund, but no amounts may be withdrawn from the unemployment trust
29 fund for the refund of interest and penalty payments collected on and

1 after June 30, 1969. Upon receipt the department, or its designee,
2 [COMMISSIONER OF REVENUE] shall deposit this money to the clearing
3 account. A check or warrant for the payment of a refund shall be
4 issued from the clearing account.

5 * Sec. 7. AS 23.20.205(b) is amended to read:

6 (b) If the notice is served by mail the notice must be deposited
7 in the post office, addressed to the delinquent employer at his last
8 [KNOWN] address of record and the postage paid. The date of service
9 is considered to be the day of delivery shown on the delivery receipt.
10 However, if it appears the addressee is deliberately avoiding service,
11 then the date of service is the day of mailing.

12 * Sec. 8. AS 23.20.277(h) is amended to read:

13 (h) The amount due, specified in a bill from the department, is
14 conclusive on the organization unless, not later than 15 days after
15 the bill was mailed to its last [KNOWN] address of record or otherwise
16 delivered to it, the organization files an application for redetermi-
17 nation by the department, setting out the grounds for the application.
18 The department shall promptly review and reconsider the amount due
19 specified in the bill and shall thereafter issue a redetermination in
20 any case in which an application for redetermination has been filed.
21 Any redetermination is conclusive on the organization unless, not
22 later than 15 days after the redetermination was mailed to its last
23 [KNOWN] address of record or otherwise delivered to it, the organiza-
24 tion files an appeal to the commissioner, setting out the grounds for
25 the appeal. Proceedings on appeal to the commissioner from the amount
26 of a bill rendered under this subsection or a redetermination of the
27 amount shall be in accordance with the provisions of secs. 410 - 470
28 [455] of this chapter.

29 * Sec. 9. AS 23.20.277(1) is amended to read:

1 (1) Each employer that is liable for payments in place of contri-
2 butions shall pay to the department for the fund the amount of regular
3 benefits plus the amount of one-half of extended benefits paid that
4 are attributable to service in the employ of that [SUCH AN] employer.
5 However, a government entity which has elected to make payments under
6 this section is liable for the amount of regular benefits plus the
7 full amount of extended benefits which are attributable to service in
8 the employ of that entity. If benefits paid to an individual are
9 based on wages paid by more than one employer and one or more of these
10 employers are liable for payments in place of contributions, the
11 amount payable to the fund by each employer that is liable for payments
12 shall be determined by the department in accordance with regulations
13 adopted [PROMULGATED] by the department.

14 * Sec. 10. AS 23.20.280(a) is amended to read:

15 (a) An employer is [AND HIS EMPLOYEES ARE] eligible for a rate
16 determination in accordance with the provisions of secs. 280 - 310 of
17 this chapter and the department's [COMMISSIONER'S] regulations if the
18 employer has been subject to this chapter throughout not less than the
19 four consecutive calendar quarters ending with the computation date
20 and remains subject to this chapter into the calendar quarter which
21 immediately precedes the effective date of the rate. No employer [OR
22 EMPLOYEE] is eligible for a rate determination under secs. 280 - 310
23 of this chapter if, with respect to a calendar quarter in or preceding
24 his qualifying period, the employer has failed to file contribution or
25 payroll reports or to pay contributions, interest and penalties
26 required by this chapter within 60 days after the computation date or
27 within 10 days after the department has mailed the employer written
28 notice of the delinquency or of failure to file reports, or of both,
29 by registered or certified mail to his last [KNOWN] address of record,

1 whichever is the later date.

2 * Sec. 11. AS 23.20.305(a) is amended to read:

3 (a) The department shall promptly notify each employer of his
4 rate of contributions as determined for a calendar year under secs.
5 280 - 310 of this chapter. The determination becomes conclusive upon
6 the employer unless within 15 days after the notice is mailed to his
7 last [KNOWN] address of record or delivered to him, the employer files
8 an application for review and redetermination, setting out his reasons
9 for the application.

10 * Sec. 12. AS 23.20.305(c) is amended to read:

11 (c) If the commissioner denies a review, he shall notify the
12 employer of the denial and the reasons for the denial. A redetermina-
13 tion or a denial of review becomes final, unless within 30 days after
14 the notice is mailed to the last [KNOWN] address of record of the
15 employer, or delivered to him, the employer initiates [PETITION FOR]
16 judicial review [IS FILED] in accordance with sec. 445 of this chapter.

17 * Sec. 13. AS 23.20.315(c) is amended to read:

18 (c) The department shall mail or deliver a notice of its determi-
19 nation made under (a) or (b) of this section to the last [KNOWN]
20 address of record of the employing unit affected. The notice shall
21 include a statement of the supporting facts found by the department.

22 * Sec. 14. AS 23.20.315(d) is amended to read:

23 (d) Within 15 days after a notice of a determination has been
24 mailed or delivered to the last [KNOWN] address of record of an
25 employing unit, the employing unit may apply to the department to
26 reconsider its determination in the light of additional evidence and
27 to issue a redetermination. The department shall, if the request is
28 granted, mail or deliver to the last [KNOWN] address of record of
29 the employing unit affected a notice of the redetermination. The

1 notice shall include a statement of the supporting facts found by
2 the department. If the department denies the request for redetermina-
3 tion, it shall furnish a notice of the denial of the application.

4 * Sec. 15. AS 23.20.315(e) is amended to read:

5 (e) Within 15 days after a notice of a determination made
6 under (a), (b), or (d) of this section or a denial of the applica-
7 tion under (d) of this section has been mailed or delivered to the
8 last [KNOWN] address of record of an employing unit, the employing
9 unit may appeal from the determination to the department. The depart-
10 ment shall give the parties a reasonable opportunity for a fair
11 hearing as provided in the case of hearings before appeal tribunals
12 in secs. 410 - 470 of this chapter. The decision of the department
13 is final unless, within 30 days after the decision is mailed or
14 delivered to the last [KNOWN] address of record of a party, the
15 party initiates judicial review in accordance with sec. 445 of this
16 chapter.

17 * Sec. 16. AS 23.20.340(a) is amended to read:

18 (a) An examiner designated by the department shall take the
19 claim. The examiner shall take all evidence pertaining to the monetary
20 eligibility of the claimant and [AN INITIAL DETERMINATION ON THE CLAIM
21 SHALL BE MADE PROMPTLY AND SHALL INCLUDE A DETERMINATION WITH RESPECT
22 TO WHETHER BENEFITS ARE PAYABLE, THE WEEKLY BENEFIT AMOUNT PAYABLE,
23 AND THE MAXIMUM DURATION OF BENEFITS. WHEN THE PAYMENT OR DENIAL OF
24 BENEFITS IS DETERMINED BY SEC. 380(9) OF THIS CHAPTER, THE EXAMINER]
25 shall promptly transmit all evidence [WITH RESPECT TO THAT SECTION] to
26 the department. The department, or a representative designated by it
27 for the purpose, shall, on the basis of the evidence submitted and any
28 [THE] additional evidence it requires, make an initial monetary deter-
29 mination of [AS TO] the claim as to whether the claimant is eligible

1 for benefits under sec. 350 of this chapter and the weekly benefit
2 amount and maximum potential benefit amount.

3 * Sec. 17. AS 23.20.340(b) is amended to read:

4 (b) Within one year from the date of the initial monetary deter-
5 mination, the department, on its own motion, may reconsider the monetary
6 determination if it finds an error in computation or identity or finds
7 that additional wages pertinent to the claimant's insured status have
8 become available, or that the initial monetary determination is a
9 result of a nondisclosure or misrepresentation of a material fact.

10 * Sec. 18. AS 23.20.340(c) is amended to read:

11 (c) The claimant [AND OTHER PARTIES TO THE DETERMINATION] shall
12 be promptly notified of the initial monetary determination or a sub-
13 sequent monetary redetermination [(OR OF AN AMENDED INITIAL DETERMINA-
14 TION)] and the reasons for it.

15 * Sec. 19. AS 23.20.340(d) is amended to read:

16 (d) Unless the claimant is determined to be disqualified for
17 benefits under secs. 375, 380 and 381 of this chapter, benefits [BENE-
18 FITS] shall be promptly paid [OR DENIED] in accordance with the initial
19 monetary determination or subsequent redetermination.

20 * Sec. 20. AS 23.20.340(e) is repealed and re-enacted to read:

21 (e) The claimant may file a request for redetermination of the
22 initial monetary determination within 15 days after personal notifica-
23 tion of the determination, or after the date the notice is mailed to
24 his last address of record. The claimant may file an appeal from a
25 monetary redetermination within 15 days after personal notification of
26 the redetermination or after the date the redetermination is mailed to
27 his last address of record. The period for filing an appeal may be
28 extended for a reasonable period of time upon a showing that the
29 application was delayed as a result of circumstances beyond the claim-

1 ant's control.

2 * Sec. 21. AS 23.20.340(f) is repealed and re-enacted to read:

3 (f) If a determination of disqualification under secs. 375, 380
4 and 381 of this chapter is made, the claimant shall be promptly
5 notified of the determination and the reasons for it. The claimant
6 may appeal the determination in the same manner prescribed in this
7 chapter for appeals of monetary redeterminations. Benefits may not be
8 paid for any weeks with respect to which the determination of dis-
9 qualification was made while a determination is being appealed. How-
10 ever, if a decision on the appeal allows benefits to the claimant,
11 those benefits must be paid promptly.

12 * Sec. 22. AS 23.20.408(g) is repealed and re-enacted to read:

13 (g) There is a state "off" indicator for a week if, for the
14 period consisting of that week and the immediately preceding 12 weeks,
15 the rate of insured unemployment was either (1) less than four per
16 cent; or (2) less than five per cent and was less than 120 per cent of
17 the average of the rates of insured unemployment for the corresponding
18 13-week period in each of the preceding two calendar years.

19 * Sec. 23. AS 23.20.430 is amended to read:

20 Sec. 23.20.430. NOTICE OF DECISION AND TIME FOR APPEAL. After
21 a hearing an appeal tribunal shall promptly make findings and conclu-
22 sions and on the basis of them shall affirm, modify, or reverse the
23 determination. Each party shall be promptly given a copy of the
24 decision, the supporting findings and the conclusions. This decision
25 is final unless further review is initiated under sec. 435 of this
26 chapter within 15 [10] days after the decision is mailed to each party
27 at his last [KNOWN] address of record or delivered to him. The period
28 within which further review may be initiated may be extended for a
29 reasonable period of time upon a showing that the application was

1 delayed as a result of circumstances beyond the party's control [GOOD
2 CAUSE].

3 * Sec. 24. AS 23.20.445 is amended to read:

4 Sec. 23.20.445. NOTICE OF DECISION OF DEPARTMENT AND JUDICIAL
5 REVIEW. Each party, including the properly designated representative
6 of the department, shall be promptly given a copy of the decision and
7 the supporting findings and conclusions of the department. The
8 decision is final unless a party initiates judicial review by filing
9 an appeal [ACTION] in the superior court as provided in the applicable
10 Rules of Appellate Procedure of the State of Alaska [FOR REVIEW WITHIN
11 30 DAYS AFTER THE DEPARTMENT'S DECISION HAS BEEN MAILED TO EACH PARTY
12 AT HIS LAST KNOWN ADDRESS, OR DELIVERED TO HIM]. For the purpose of
13 judicial review, an appeal tribunal's decision from which an application
14 for appeal has been denied by the department is considered the decision
15 of the department, except that the time for initiating judicial review
16 runs from the date of the mailing or delivery of the notice of the
17 denial of the application for appeal by the department.

18 * Sec. 25. AS 23.20.520(21) is amended to read:

19 (21) "waiting week" means the first week of unemployment
20 for which an individual files a claim during his benefit year and for
21 which no disqualification is imposed under secs. 375, 380 and 381 of
22 this chapter [OCCURRING IN A BENEFIT YEAR];

23 * Sec. 26. AS 23.20.525(a)(5) is amended to read:

24 (5) service performed before January 1, 1978 in the employ
25 of a political subdivision of this state or a wholly owned instrumental-
26 ity of a political subdivision of this state, if coverage was elected
27 under sec. 325 [OR SEC. 326] of this chapter or if coverage was elected
28 under sec. 326 of this chapter as it read prior to January 1, 1978;

29 * Sec. 27. AS 23.20.525(a)(16)(C)(ii) is amended to read: