

ALASKA LEGISLATURE COMMITTEE FILES 1997-1998 8072

9294 HOUSE LABOR & COMMERCE



## spenard builders supply

February 20, 1997

Representative Norman Rokeberg, Chairman House Labor & Commerce  
Room 24, State Capitol  
Juneau, Alaska 99801-1182

Dear Representative Rokeberg and Committee Members:

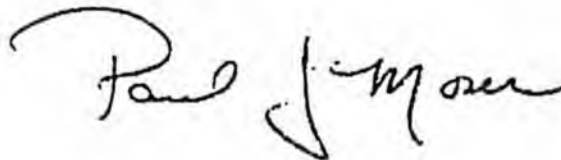
The Alaska State Home Builders Association has been working with the state legislature and the governor to pass legislation that will allow our association and other associations in the state to self insure for workers' compensation insurance through pooling arrangements.

This type of legislation has been enacted in over forty other states with fourteen of these states utilizing the pooling process. As a result, workers' compensation costs have decreased dramatically for those members of state home building associations utilizing this type of legislation. Experience has shown that when an association self insures for workers' compensation, the members of the association tend to focus on fraud and safety issues more closely than their previous for profit insurance companies, causing rates to dramatically decrease.

Workers' compensation costs are a substantial portion of the cost of building a new house in Alaska; the average workers' compensation cost for a new home in Alaska is in the area of \$4,000 to \$6,000. This cost places a burden on both the consumer and the builder of that new house. New housing is expensive in Alaska, anything we can do to reduce the cost will benefit both the consumer and the new home builders in our state. As mentioned, the workers' compensation pooling legislation we support has shown to decrease these costs through reduction in fraud, improvement in safety efforts and peer pressure.

I and hundreds of others in the home building and associated industries support this legislation. I am writing to ask that you also support this legislation. Thank you for your help on this issue of critical importance to the economic health and diversification of our great state.

Sincerely,



44785 Funny River Road, Soldotna, Alaska 99669

**STEINER'S  
NORTH STAR CONSTRUCTION, INC.**

**GENERAL CONTRACTOR • RESIDENTIAL / COMMERCIAL**

**P.O. BOX 1708 • HOMER, ALASKA 99603 • PHONE: (907) 235-6191**

February 20, 1997

Representative Norman Rokeberg, Chairman House Labor & Commerce  
Room 24, State Capitol  
Juneau, Alaska 99801-1182

Dear Representative Rokeberg and Committee Members:

The Alaska State Home Builders Association has been working with the state legislature and the governor to pass legislation that will allow our association and other associations in the state to self insure for workers' compensation insurance through pooling arrangements.

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*Sincerely,*

*Ray Steiner*

FEB 25 1997

HAPCO CONSTRUCTION  
PO BOX 1501  
SOLDOTNA, AK 99669  
907-262-9515

February 14, 1997

Representative Norman Rokeberg, Chairman House Labor & Commerce  
Room 24, State Capitol  
Juneau, Alaska 99801-1182

Dear Representative Rokeberg and Committee Members:

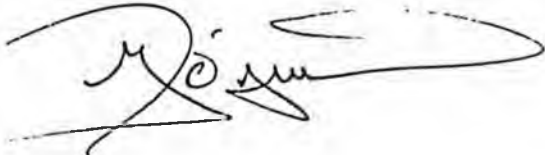
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Sincerely,

A handwritten signature in black ink, appearing to read "Norman Rokeberg", written over a horizontal line.

# ALASKA STATE LEGISLATURE

## House of Representatives

COMMITTEE MEMBERS:

REPRESENTATIVE NORMAN ROKEBERG, CHAIRMAN  
REPRESENTATIVE JOHN COWDERY, VICE CHAIRMAN  
REPRESENTATIVE BILL HUDSON  
REPRESENTATIVE JOE RYAN  
REPRESENTATIVE JERRY SANDERS  
REPRESENTATIVE TOM BRICE  
REPRESENTATIVE GENE KUBINA  
COMMITTEE HEARING ROOM 17 STATE CAPITOL



INTERIM:  
716 WEST 4TH AVENUE, SUITE 640  
ANCHORAGE, AK 99501  
PHONE: (907) 258-8191  
FAX: (907) 258-2916

SESSION:  
STATE CAPITOL, ROOM 24  
JUNEAU, AK 99801-1182  
PHONE: (907) 465-4954  
FAX: (907) 465-2040

### Labor and Commerce Committee

Letters of Support  
Distributed to Labor and Commerce Committee

FEB 24 1997

**ALASKA BEST PLUMBING & HEATING**

1845 Caribou Way  
Fairbanks, AK 99709  
(907) 455-6506  
FAX (907) 455-4871

2/20/97

Chair of the House  
Labor and Commerce Committee

Dear Norman Rokeburg,

The Alaska State Home Builders Association has been working with the state legislature and governor to pass legislation that will allow our association and other associations in the state to self insure for worker's compensation insurance through pooling arrangements.

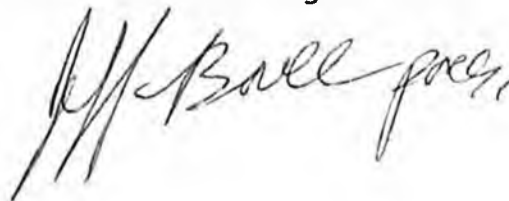
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Workers compensation costs are a substantial portion of the costs of building a new house in Alaska. The average workers compensation cost for a new home in Alaska is in the area of \$4,000 to \$6,000. This cost places a burden on both the consumer of that house and the builder of the house. New housing is expensive in Alaska, anything we can do to reduce the cost will benefit both the consumer and the new home builders. As mentioned, the worker's compensation pooling legislation we support has been shown to decrease these costs through reduction in fraud, improved safety efforts and peer pressure.

I, and hundreds of others in the home building and other associated industries, support this legislation. I'm writing to ask that you also support it.

Thank you for your help on this issue of *critical importance* to the economic health and diversification of our great state.

Sincerely,

A handwritten signature in cursive script, appearing to read "J. Ball". The signature is written in dark ink and is positioned to the right of the word "Sincerely,".

FEB 19 1997

*ALASKA FILTRATION EQUIPMENT & SERVICES, INC.*

PO BOX 533  
36180 SPUR HWY. STE. B  
SOLDOTNA, AK. 99669

PHONE (907)262-6778  
FAX (907)262-9452

February 5, 1997

Representative Norman Rokeberg, Chairman House Labor & Commerce  
Room 24, State Capitol  
Juneau, Alaska 99801-1182

Dear Representative Rokeberg and Committee Members:

The Alaska State Home Builders Association has been working with the state legislature and the governor to pass legislation that will allow our association and other associations in the state to self insure for workers' compensation insurance through pooling arrangements.

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Sincerely,

*Dennis Day*

FEB 21 1997

**BATIR CONSTRUCTION  
P.O. BOX 2377  
SOLDOTNA, AK 99669**

February 12, 1997

Representative Norman Rokenberg, Chairman House Labor & Commerce  
Room 24, State Capitol  
Juneau, Alaska

Dear Representative Rokenberg,

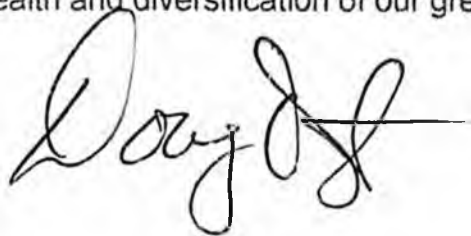
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Workers compensation costs are a substantial portion of doing business in Alaska. As an example, the average workers compensation cost for a new home in Alaska is in the area of \$4,000 to \$6,000. These costs places a burden on both the consumer and the builder. New housing is expensive in Alaska, anything we can do to reduce the cost will benefit both the consumer and businesses in Alaska. As mentioned, the workers compensation pooling legislation we support has been shown to decrease these costs through reduction in fraud, improved safety efforts and peer pressure.

I and many others in non-profit associations management and other associated industries support this legislation. I'm writing to ask that you also support this legislation, Thank you for your help on this issue of critical importance to the economic health and diversification of our great state.

Sincerely,



Doug Baxter

**BEST**  
**TRANSIT MIX, INC.**

FEB 24 1997

February 20, 1997

Representative Norman Rokeberg, Chairman House Labor & Commerce  
Room 24, State Capitol  
Juneau, Alaska 99801-1182

Dear Representative Rokeberg and Committee Members:

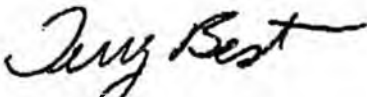
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I and hundreds of others in the home building and associated industries support this legislation. I am writing to ask that you also support this legislation. Thank you for your help on this issue of critical importance to the economic health and diversification of our great state.

Sincerely,



Terry Best  
President

FEB 21 1997

P.O. Box 138

Soldotna, Ak 99609

907-262-4461

February 20, 1997

Representative Norman Rokeberg, Chairr an House Labor & Commerce  
Room 24, State Capitol  
Juneau, Alaska 99801-1182

Dear Representative Rokeberg and Committee Members:

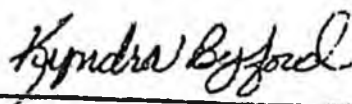
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Sincerely,



[bbyford@alaska.net](mailto:bbyford@alaska.net)

**BUILDERS UNLIMITED  
RCE 1 BOX 122  
SOLDOTNA, AK. 99669  
(907) 262-7614**

FEB 21 1997

February 20, 1997

Representative Norman Rokeberg, Chairman House Labor & Commerce  
Room 24, State Capitol  
Juneau, Alaska 99801-1182

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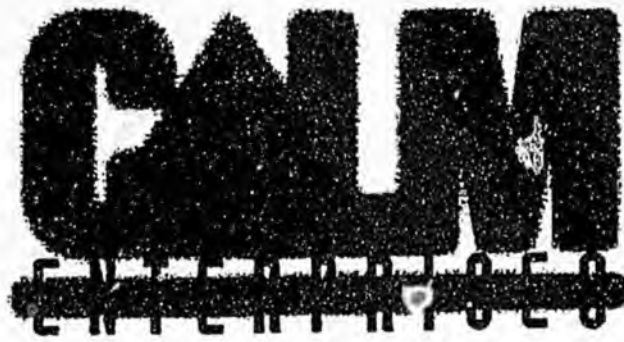
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Sincerely,

*Thank You  
Andy Benton*

FEB 24 1997



February 20, 1997

Representative Norman Rokeberg, Chairman House Labor & Commerce  
Room 24, State Capitol  
Juneau, Alaska 99801-1182

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Sincerely,

*Christophe V. Henry*  
President

FEB 17 1997



COLUMBIA PAINT AND DECORATING  
35093 Spur Highway  
SOLDOTNA, AK 99669

February 5, 1997

Representative Norman Rokeberg, Chairman House Labor & Commerce  
Room 24, State Capitol  
Juneau, Alaska 99801-1182

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Sincerely,

FEB 19 1997

C & C GLASS AND MILLWORK, INC.

36180 SPUR HWY.  
SOLDOTNA, AK 99669  
(907) 262-9413 FAX 262-6699



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February 5, 1997

Representative Norman Rokeberg, Chairman House Labor & Commerce  
Room 24, State Capitol  
Juneau, Alaska 99801-1182

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Sincerely,

*Don Carson*

FEB 20 1997

2-16-97

CO Construction, Inc.  
POB 210911  
Anke Bay, Alaska 99821  
907-789-0838 Phone  
907-790-1923 Fax  
Charlie Carlson, Pres.

Representative Norman Rokenberg  
State Capital  
Juneau, Alaska 99801

Dear Representative Rokenberg:

As a member of the Alaska State Home Builders Association, I support your efforts to pass legislation allowing our association and others in Alaska to self insure workers compensation insurance through pooling arrangements.

This type of legislation has been enacted successfully in other states resulting in a reduction in workers compensation costs. Members of insurance pools would have to meet financial and safety requirements to participate, which protects the public and other business people participating in the pool. This is good public policy.

I urge you to give this legislation (S-95 and H 116) the attention and serious consideration it deserves.

Please, do not hesitate to call me if you would like to discuss this matter.

Sincerely,



Charlie Carlson  
Builder Member  
Home Builders Association of Juneau, Inc.

FEB 17 1997

## DIX MASONRY, INC.

PO BOX 533  
36180 SPUR HWY. STE. B  
SOLDOTNA, AK. 99669

PHONE (907)262-5745  
FAX (907)262-9452

February 5, 1997

Representative Norman Rokeberg, Chairman House Labor & Commerce  
Room 24, State Capitol  
Juneau, Alaska 99801-1182

Dear Representative Rokeberg and Committee Members:

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Sincerely,

*Dennis Day*

FEB 17 1997

## DENNY'S CONSTRUCTION

36180 SPUR HWY. STE. B  
SOLDOTNA, AK. 99669

PHONE (907)262-1552  
FAX (907)262-9452

February 5, 1997

Representative Norman Rokeberg, Chairman House Labor & Commerce  
Room 24, State Capitol  
Juneau, Alaska 99801-1182

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Sincerely,

*Dennis Dows*

FEB 24 1997



LEAGUE OF ALASKA  
BUILDERS

Your Construction and Radiant Heat Consultant

February 20, 1997

Representative Norman Rokeberg, Chairman House Labor & Commerce  
Room 24, State Capitol  
Juneau, Alaska 99801-1182

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Sincerely,

P.O. Box 647  
Anchor Point AK. 99558  
907-235-8328



## Fefelov Construction

Residential Home Builders

Box 3104

Homer, Alaska 99603

FEB 21 1997

February 20, 1997

Representative Norman Rokeberg, Chairman House Labor & Commerce  
Room 24, State Capitol  
Juneau, Alaska 99801-1182

Dear Representative Rokeberg and Committee Members:

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Sincerely,

PETE FEFELOV



FEB 24 1997

**First National Bank**  
of Anchorage

---

February 20, 1997

Representative Norman Rokeberg, Chairman House Labor & Commerce  
Room 24, State Capitol  
Juneau, Alaska 99801-1182

Dear Representative Rokeberg and Committee Members:

The Alaska State Home Builders Association has been working with the state legislature and the governor to pass legislation that will allow our association and other associations in the state to self insure for workers' compensation insurance through pooling arrangements.

This type of legislation has been enacted in over forty other states with fourteen of these states utilizing the pooling process. As a result, workers' compensation costs have decreased dramatically for those members of state home building associations utilizing this type of legislation. Experience has shown that when an association self insures for workers' compensation, the members of the association tend to focus on fraud and safety issues more closely than their previous for profit insurance companies, causing rates to dramatically decrease.

Workers' compensation costs are a substantial portion of the cost of building a new house in Alaska; the average workers' compensation cost for a new home in Alaska is in the area of \$4,000 to \$6,000. This cost places a burden on both the consumer and the builder of that new house. New housing is expensive in Alaska, anything we can do to reduce the cost will benefit both the consumer and the new home builders in our state. As mentioned, the workers' compensation pooling legislation we support has shown to decrease these costs through reduction in fraud, improvement in safety efforts and peer pressure.

I and hundreds of others in the home building and associated industries support this legislation. I am writing to ask that you also support this legislation. Thank you for your help on this issue of critical importance to the economic health and diversification of our great state.

Sincerely,

# GRIZZELL ENTERPRISES, INC.

BOX 1233  
SOLDOTNA, ALASKA 99669  
PHONE 262-5082

JAN 14 1997

January 9, 1997

Representative Norman Rokeberg, Chairman  
House Labor & Commerce Committee  
State Capitol  
Juneau, Alaska 99801-1182

Dear Representative Rokeberg and Labor and Commerce Committee Members:

The Alaska State Home Builders Association has been working with the state legislature and governor to pass legislation that will allow our association and other association in the state to self insure for workers compensation insurance through pooling arrangements.

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I and hundreds of others in the home building and other associated industries support this legislation. I'm writing to ask that you also support this legislation, Thank you for your help on this issue of critical importance to the economic health and diversification of our great state.

Sincerely,

*James C. Grizzell*



P.O. Box 1316 • Soldotna, AK 99669  
Phone: (907) 262-9133

February 1, 1997

FEB 05 1997

Representative Norman Rokeberg, Chairman House Labor & Commerce  
Room 24, State Capitol  
Juneau, Alaska 99801-1182

Dear Representative Rokeberg and Committee Members:

The Alaska State Home Builders Association has been working with the state legislature and the governor to pass legislation that will allow our association and other associations in the state to self insure for workers' compensation insurance through pooling arrangements.

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I and hundreds of others in the home building and associated industries support this legislation. I am writing to ask that you also support this legislation. Thank you for your help on this issue of critical importance to the economic health and diversification of our great state.

Sincerely,

# Alaska State Legislature



Official Business  
Fax: (907) 465-3472

State Capitol  
Juneau, AK. 99801-1182  
(907) 465-3720  
(907) 465-2689

Speaker of the House of Representatives

February 6, 1997

Mr. Shelby Johnson  
Johnson & Sons Insulation  
PO Box 1316  
Soldotna, AK 99669

Dear Mr. Johnson:

Thank you for your letter regarding legislation which will allow various state associations to develop self-insurance pools for workers' compensation. I am supportive of this concept and have agreed to co-sponsor a bill (HB 116) introduced by Representative Kott which addresses this subject. This bill has only one committee of referral in the House, and I anticipate that it will move through the process quickly.

Again I appreciate hearing from you and will forward your letter to the Labor and Commerce Committee for inclusion in their bill files. If I can be of help in the future, please let me know.

Sincerely,

A handwritten signature in cursive script that reads "Gail Phillips".

Gail Phillips  
SPEAKER OF THE HOUSE

GP:jmj

cc: Representative Norman Rokeberg  
Chair, House Labor and Commerce Committee

February 1, 1997

Representative Gail Phillips, Speaker of the House  
Room 208, State Capitol  
Juneau, Alaska 99801-1182

Dear Representative Phillips:

The Alaska State Home Builders Association has been working with the state legislature and the governor to pass legislation that will allow our association and other associations in the state to self insure for workers' compensation insurance through pooling arrangements.

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Sincerely,

*Shelley Johnson*

FEB 19 1997

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Moerlein General Contracting

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**MOERLEIN GENERAL CONTRACTING**  
**P.O. BOX 298**  
**KASILOF, AK 99610**

February 12, 1997

Representative Norman Rokenberg, Chairman House Labor & Commerce  
Room 24, State Capitol  
Juneau, Alaska

Dear Representative Rokenberg,

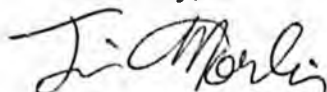
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I and many others in non-profit associations management and other associated industries support this legislation. I'm writing to ask that you also support this legislation, Thank you for your help on this issue of critical importance to the economic health and diversification of our great state.

Sincerely,



Tim Moerlein

P.O. Box 298, Kasilof, Alaska 99610 • (907) 262-3943



FEB 19 1997

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## STEVE RICH GENERAL CONTRACTOR

---

Lic. #20926  
P.O. Box 4146  
Soldotna, AK 99669  
(907) 260-5930 Fax (907) 260-5940

Dear Representative Rokenberg;

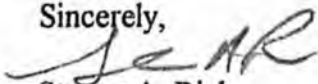
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Myself along with hundreds of others in the home building and other associated industries support this legislation. I am writing to ask that you also support this legislation, Thank you for your help on this issue of critical importance to the economic health of our great state.

Sincerely,

  
Steven A. Rich,

**ROGER'S PAINTING SERVICES**

**FEB 17 1997**

P.O. Box 1311  
SOLDOTNA, ALASKA 99669  
(907) 262-0674 FAX 262-4497

February 5, 1997

Representative Norman Rokeberg, Chairman House Labor & Commerce  
Room 24, State Capitol  
Juneau, Alaska 99801-1182

Dear Representative Rokeberg and Committee Members:

The Alaska State Home Builders Association has been working with the state legislature and the governor to pass legislation that will allow our association and other associations in the state to self insure for workers' compensation insurance through pooling arrangements.

This type of legislation has been enacted in over forty other states with fourteen of these states utilizing the pooling process. As a result, workers' compensation costs have decreased dramatically for those members of state home building associations utilizing this type of legislation. Experience has shown that when an association self insures for workers' compensation, the members of the association tend to focus on fraud and safety issues more closely than their previous for profit insurance companies, causing rates to dramatically decrease.

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I and hundreds of others in the home building and associated industries support this legislation. I am writing to ask that you also support this legislation. Thank you for your help on this issue of critical importance to the economic health and diversification of our great state.

Sincerely,



# Alaska State Legislature



Official Business  
Fax: (907) 465-3472

State Capitol  
Juneau, AK. 99801-1182  
(907) 465-3720  
(907) 465-2689

Speaker of the House of Representatives

February 7, 1997

Mr. Steve Rich  
PO Box 4146  
Soldotna, AK 99669

Dear Mr. Rich:

Thank you for your letter regarding legislation which will allow various state associations to develop self-insurance pools for workers' compensation. I am supportive of this concept and have agreed to co-sponsor a bill (HB 116) introduced by Representative Kott which addresses this subject. This bill has only one committee of referral in the House, and I anticipate that it will move through the process quickly.

Again I appreciate hearing from you and will forward your letter to the Labor and Commerce Committee for inclusion in their bill files. If I can be of help in the future, please let me know.

Sincerely,

A handwritten signature in cursive script that reads "Gail Phillips".

Gail Phillips  
SPEAKER OF THE HOUSE

GP:jmj

cc: Representative Norman Rokeberg  
Chair, House Labor and Commerce Committee



RECEIVED

JAN 30 1997

---

**STEVE RICH GENERAL CONTRACTOR**

---

Lic. #20926  
P.O. Box 4148  
Soldotna, AK 99669  
(907) 260-5930 Fax (907) 260-5940

Dear Speaker Phillips;

The Alaska State Home Builders Association has been working with the state legislature and governor to pass legislation that will allow our association and other association in the state to self insure fro workers compensation insurance through pooling arrangements.

This type of legislation has been enacted in over forty other states with fourteen of these states utilizing the pooling process. As a consequence, workers compensation costs have decreased dramatically for those members of state home builders associations utilizing this type of legislation. Experience has shown that when an association self insures for workers compensation the members of the association tend to focus on fraud and safety issues much more closely than their previous for profit insurance companies causing rates to diamatically decrease.

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Sincerely,

  
Steven A. Rich,



# TransAlaska Title

Anchorage Office  
Corporate Office  
400 W. Tudor Road  
Anchorage, AK 99503  
907-561-1844  
FAX 561-1948

JANUARY 22, 1997

Eagle River Office  
10928 Eagle River Road  
Suite 120  
Eagle River, AK 99577  
907-694-1456  
FAX 694-1474

Fairbanks Office  
201 First Avenue  
Suite 102  
Fairbanks, AK 99701  
907-452-2193  
FAX 456-4194

Homer Office  
395 E. Pioneer Avenue  
Suite 2  
Homer, AK 99603  
907-235-5201  
FAX 235-5203

Juneau Office  
2227 N. Jordan Avenue  
Juneau, AK 99801  
907-789-5252  
FAX 789-7395

Kenai Office  
130 Trading Bay Road  
Suite 390  
Kenai, AK 99611  
907-283-7503  
FAX 283-7719

Kodiak Office  
326 Center Street  
Suite 209  
Kodiak, AK 99615  
907-486-8338  
FAX 486-8383

Seward Office  
909 3rd Avenue, Box 469  
Seward, AK 99664  
907-224-5272  
FAX 224-5281

Soldotna Office  
176 N. Birch Avenue  
Soldotna, AK 99669  
907-262-5708  
FAX 262-9594

\* Wasilla Office  
165 E. Parks Highway  
Suite 101  
Wasilla, AK 99654  
907-376-5248  
FAX 376-6010

Dear Chairman of the House (Senate) Labor and Commerce Committee:

The Alaska State Home Builders Association has been working with the state legislature and governor to pass legislation that will allow our association and other association in the state to self insure for workers compensation insurance through pooling arrangements.

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I and hundreds of others in the home building and other associated industries support this legislation. I'm writing to ask that you also support this legislation. Thank you for your help on this issue of critical importance to the economic health and diversification of our great state.

Sincerely,

*Barbara Carr*



FEB 17 1997



## CONSTRUCTION

February 9, 1997

Dear Representative Norman Rokeberg,

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Sincerely,

Tom Seggerman, DBA TDS Construction



FEB 21 1997

# THERMO-KOOL of Alaska, Inc.

6348 Quinhagak Anchorage, Alaska 99507 • (907) 563-3644 Fax (907) 561-2758

manufacturers of

**MONO THERM**

MonoTherm  
Cellulose Insulation

**ASTRO  
MULCH**

Astro Mulch  
Hydro-Seeding Mulch

**STABLE NEWS<sup>TM</sup>**

Stable News  
Animal Bedding

**LAWN RE-NEW**

A Lawn Repair System

February 20, 1997

Representative Norman Rokeberg, Chairman House Labor & Commerce  
Room 24, State Capitol  
Juneau, Alaska 99801-1182

Dear Representative Rokeberg and Committee Members:

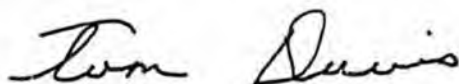
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Sincerely,



FEB 19 1997

Ted Veal & Co.

539 Elderberry Dr.  
Homer, AK 99603  
(907) 235-7461

February 10, 1997

Representative Norman Rokeberg  
Chairman of the House Labor and Commerce Committee  
Room 24  
State Capitol  
Juneau, Ak 99801-1182

Dear Representative Rokeberg, Chairman of the House Labor & Commerce Committee  
and Committee Members:

The Alaska State Home Builders Association has been working with the state legislature and the governor to pass legislation that will allow our association and other associations in the state to self insure for workers' compensation insurance through pooling agreements.

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Sincerely,



Ted Veal

FEB 17 1997

## Wisdom & Associates

PO Box 4184  
Homer, Alaska  
(907) 235 6045

February 12, 1997

Representative Norman Rokenberg, Chairman House Labor & Commerce  
Room 24, State Capitol  
Juneau, Alaska

Dear Representative Rokenberg,

*The Alaska State Home Builders Association has been working with the state legislature and governor to pass legislation that will allow our association and other association in the state to self insure for workers compensation insurance through pooling arrangements.*

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Sincerely,



Steven R. Wisdom

FEB 17 1997

## *Western Hills Construction*

Specializing in Custom Homes

Dave Petersen (907) 262-5739

Dear Representative Norman Rokeberg:

The Alaska State Home Builders Association has been working with the state Legislature and governor to pass legislation that will allow our association and other associations in the state to self insure for workers compensation insurance through pooling arrangements.

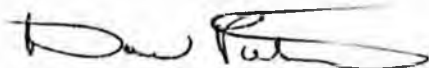
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Sincerely,

Dave Petersen



**Zimco Construction**Rt. HC 3 Box 5756 ♦ Sitka, Alaska 99860  
Phone (907) 262-9832 ♦ Fax (907) 262-9832

JAN 16 1997

January 09, 1997

Representative Norman Rokeberg, Chairman  
House Labor & Commerce Committee  
State Capitol  
Juneau, Alaska 99801-1182

Dear Representative Rokeberg and Labor and Commerce Committee Members:

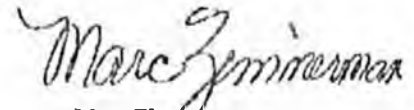
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Sincerely,



Marc Zimmerman  
President  
Zimco Construction

ALASKA STATE LEGISLATURE  
House of Representatives



Labor and Commerce Committee

2/11/97

Called George and  
told him that 2/28/97  
is the beginning of the  
long weekend.

George called back wants  
to change it till 2/26/97

Alaska State Legislature  
House of Representatives

FEB 11 1997

Committees

Rules Committee, Chair  
Legislative Council  
International Trade & Tourism  
Military & Veterans Affairs  
World Trade & State/Federal Relations



Interim:  
10928 Eagle River Rd. Suite 141  
Eagle River, AK 99577

Session:  
Alaska State Capitol  
Juneau, AK 99801

TO: Representative Norm Rokeberg  
Chair  
House Labor and Commerce Committee

FROM: Representative Pete Kott  
Chair  
House Rules Committee

RE: Request for Hearing: HB 116.

DATE: February 12, 1997

I respectfully request that you schedule HB 116, which would authorize worker compensation self-insurance groups, for a hearing in the House Labor and Commerce Committee. In addition, because numerous individuals who are vitally interested in HB 116 will be in Juneau on February 26, 1997, such as the Homebuilders Association, I request that the bill be heard on that date. I request that the hearing be teleconferenced to Anchorage, Fairbanks, Mat-Su, and such other sites as may wish to participate. In addition, before the hearing, I will provide you with the name and telephone number of a person who will testify from out-of-state.

I enclose for your assistance a copy of my Sponsor Statement and a copy of the Sectional Analysis. I attempted to request Fiscal Notes, but much to my chagrin was informed that such requests are not taken from sponsors and must be requested by Committee Aides. I recommend that notes be requested from the Division of Insurance and from Labor. I will provide backup material in approximately a week.

Thank you very much for your kind and expeditious assistance in this matter. Should you have any questions, please do not hesitate to contact me.

Representative Pete Kott

Juneau Office (907) 465-3777 Toll Free 1-800-861-KOTT(5688) Fax (907) 465-2819  
Eagle River Office (907) 694-8944 Fax (907) 694-8945 E-Mail: representative\_pete\_kott@legis.state.ak.us



# Alaska State Legislature

## House of Representatives

Committees  
Rules Committee, Chair  
Legislative Council  
International Trade & Tourism  
Military & Veterans Affairs  
World Trade & State/Federal Relations



Interim:  
10928 Eagle River Rd. Suite 141  
Eagle River, AK 99577

Session:  
Alaska State Capitol  
Juneau, AK 99801

## HB 116

### SPONSOR STATEMENT

Alaska law permits certain public entities to enter into insurance cooperative arrangements concerning worker compensation, wherein they pool contributions to assume risks from losses or to purchase insurance coverage on a group basis. Currently, this option is available only to municipalities, public corporations, school districts, and regional educational attendance areas. HB 116 would extend this option to "worker compensation self insurance groups".

A "worker compensation self-insurance group" is a not-for-profit association of five or more employers engaged in the same or similar business. The employers must be members of the same trade or professional association, which, in turn, must have been in existence for at least five years.

HB 116 contains numerous substantive and procedural requirements designed to ensure that worker compensation self-insurance groups remain fiscally sound and able to fulfill Alaska's worker compensation requirements. Among other requirements, self-insurance groups must be certified by the state, and the Director of the Division of Insurance may examine the books of such groups as often as is necessary. In addition, other express statutory provisions impose net worth, bonding, and security standards.

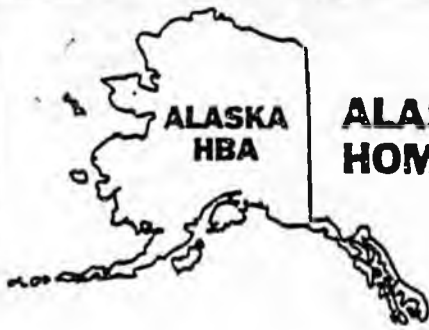
Small employers often are assigned a higher risk by insurance carriers. This results in higher insurance costs. By pooling their numbers, small employers would qualify for lower risk assessments and therefore lower premiums.

I commend HB 116 to you, and urge your support.

**Representative Pete Kott**

Juneau Office (907) 465-3777 Toll Free 1-800-861-KOTT(5688) Fax (907) 465-2819  
Eagle River Office (907) 694-8944 Fax (907) 694-8945 E-Mail: representative\_pete\_kott@legis.state.ak.us





## ALASKA STATE HOMEBUILDERS ASSOCIATION

### POSITION ON WORKERS COMPENSATION POOLS FOR EMPLOYER ASSOCIATIONS HB524

The Alaska State Homebuilders Association is supporting a change in the insurance laws of Alaska. Alaska has the second highest workers' compensation rates in the U.S. for homebuilders.

The results of a study performed by the National Association of Home Builders Economics, Mortgage Finance and Housing Division revealed that workers' compensation costs to a new home in Alaska, usually calculated in dollars per \$100 in wages, was a whopping \$6,312. With the national average cost being \$4,321, Alaska has the distinction of having rates 40% higher than the nation, second only to Hawaii with an average cost of \$6,906.

The Alaska State Homebuilders Association is proposing a change in the Alaska insurance law which will allow "employer associations" to form a self-insured fund (SIF). This allows a pre-selected group of employers to pool their money to pay workers' compensation claims.

In almost all cases, the fund is managed by a company hired by the association called a third party administrator (TPA). These firms bill premiums, pay claims, audit the plan, underwrite clients (by making certain that they meet the trustees' criteria for joining the plan), serve as risk managers (by controlling loss through safety programs), select a reinsurance company and assist agents in marketing the insurance. The association then oversees this management through its trustees (members of the plan elected to their positions).

The advantages in forming a group SIF are:

- 1) Potential for significant worker's comp premium savings;
- 2) More direct control over insurance costs;
- 3) Higher degree of control over claim reserves;
- 4) Self audits can be done without negative repercussions;
- 5) Most importantly, an SIF can be more readily adapted to suit the needs of the association.



# Wisdom & Associates

PO Box 4184  
Homer, Alaska  
(907) 233 6045

RECEIVED  
FEB 21 1997

February 12 1997

Representative Gail Phillips. Speaker of the House  
Room 208 State Capitol  
Juneau, Alaska

Dear Representative Phillips,

The Alaska State Home Builders Association has been working with the state legislature and governor to pass legislation that will allow our association and other association in the state to self insure for workers compensation insurance through pooling arrangements.

This type of legislation has been enacted in over forty other states with fourteen of these states utilizing the pooling process. As a consequence, workers compensation costs have decreased dramatically for those members of state home builders associations utilizing this type of legislation. Experience has shown that when an association self insures for workers compensation the members of the association tend to focus on fraud and safety issues much more closely than their previous for profit insurance companies causing rates to dramatically decrease.

Workers compensation costs are a substantial portion of doing business in Alaska. As an example, the average workers compensation cost for a new home in Alaska is in the area of \$4,000 to \$6,000. These costs places a burden on both the consumer and the builder. New housing is expensive in Alaska, anything we can do to reduce the cost will benefit both the consumer and businesses in Alaska. As mentioned, the workers compensation pooling legislation we support has been shown to decrease these costs through reduction in fraud, improved safety efforts and peer pressure.

I and many others in non-profit associations management and other associated industries support this legislation. I'm writing to ask that you also support this legislation. Thank you for your help on this issue of critical importance to the economic health and diversification of our great state.

Sincerely,

  
Steven R. Wisdom

# GRIZZELL ENTERPRISES, INC.

BOX 1233

SOLDOTNA, ALASKA 99869

PHONE 282-5082

RECEIVED

JAN 14 1996

January 7, 1997

Representative Gail Phillips  
House Labor & Commerce Committee  
State Capitol  
Juneau, Alaska 99801-1182

Dear Representative Phillips & Labor and Commerce Committee Members:

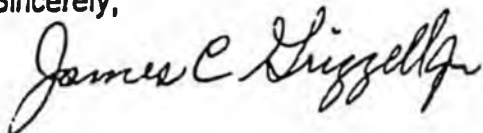
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I and hundreds of others in the home building and other associated industries support this legislation. I'm writing to ask that you also support this legislation, Thank you for your help on this issue of critical importance to the economic health and diversification of our great state.

Sincerely,



**Zimco Construction**

RL HC 3 Box 5755 ♦ Soldotna, Alaska 99689  
Phone (907) 262-9832 ♦ Fax (907) 262-9832

RECEIVED  
JAN 16 1997

Ans'd. ....

January 09, 1997

Representative Norman Rokeberg, Chairman  
House Labor & Commerce Committee  
State Capitol  
Juneau, Alaska 99801-1182

Dear Representative Rokeberg and Labor and Commerce Committee Members:

The Alaska State Home Builders Association has been working with the state legislature and governor to pass legislation that will allow our association and other association in the state to self insure for workers compensation insurance through pooling arrangements.

This type of legislation has been enacted in over forty states with fourteen of these states utilizing the pooling process. As a consequence, workers compensation costs have decreased dramatically for those members of state home builders associations utilizing this type of legislation. Experience has shown that when an association self insures for workers compensation the members of the association tend to focus on fraud and safety issues much more closely than their previous for profit insurance companies causing rates to dramatically decrease.

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Sincerely,

Marc Zimmerman  
President  
Zimco Construction

KENAI PENINSULA BUILDERS ASSOCIATION  
P.O. Box 1753  
KENAI, ALASKA 99611  
PHONE 907-283-8071 FAX 907-283-8072

RECEIVED  
JAN 10 1996

Ans'd.

January 2, 1997

Representative Gail Phillips  
P.O. Box 3304  
Homer, Alaska 99603

*Judi*

Dear Representative Phillips:

The Alaska State Home Builders Association has been working with the state legislature and governor to pass legislation that will allow our association and other association in the state to self insure for workers compensation insurance through pooling arrangements.

This type of legislation has been enacted in over forty other states with fourteen of these states utilizing the pooling process. As a consequence, workers compensation costs have decreased dramatically for those members of state home builders associations utilizing this type of legislation. Experience has shown that when an association self insures for workers compensation the members of the association tend to focus on fraud and safety issues much more closely than their previous for profit insurance companies causing rates to dramatically decrease.

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Sincerely,

*Ms. Pat Vincent*  
*Executive Officer*

RECEIVED

FEB 19 1997

Ted Veal & Co.

539 Elderberry Dr.<sup>1050</sup>  
Homer, AK 99603  
(907) 235-7461

February 10, 1997

Representative Gail Phillips  
Speaker of the House  
Room 208  
State Capitol  
Juneau, Ak 99801-1182

Dear Representative Phillips,

The Alaska State Home Builders Association has been working with the state legislature and the governor to pass legislation that will allow our association and other associations in the state to self insure for workers' compensation insurance through pooling agreements.

This type of legislation has been enacted in over forty other states with fourteen of these states utilizing the pooling process. As a result, workers' compensation costs have decreased dramatically for those members of state home building associations utilizing this type of legislation.

Experience has shown that when an association self insures for workers' compensation, the members of the association tend to focus on fraud and safety issues more closely than their previous for profit insurance companies, causing rates to dramatically decrease.

Workers' compensation costs are a substantial portion of the cost of building a new house in Alaska; the average workers' compensation cost for a new home in Alaska is in the area of \$4,000 to \$6,000. This cost places a burden on both the consumer and the builder of that new house. New housing is expensive in Alaska, anything we can do to reduce the cost will benefit both the consumer and the new home builders in our state. As mentioned, the workers' compensation pooling legislation we support has shown to decrease these costs through reduction in fraud, improvement in safety efforts and peer pressure.

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Sincerely,



Ted Veal

RECEIVED:

FEB 19 1997

Ans'd... ..

## *Western Hills Construction*

Specializing in Custom Homes

Dave Petersen (907) 262-5739

Dear Representative Gail Phillips:

The Alaska State Home Builders Association has been working with the state Legislature and governor to pass legislation that will allow our association and other associations in the state to self insure for workers compensation insurance through pooling arrangements.

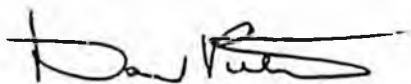
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I and hundreds of others in the home building and other associated industries support this legislation, I'm writing to ask that you also support this legislation. Thank you for your help on this issue of critical importance to the economic health and diversification of our great state.

Sincerely,

Dave Petersen





COLUMBIA PAINT AND DECORATING  
35093 Spur Highway  
SOLDOTNA, AK 99669

February 5, 1997

RECEIVED  
FEB 17 1997

Representative Gail Phillips, Speaker of the House  
Room 208, State Capitol  
Juneau, Alaska 99801-1182

Dear Representative Phillips:

The Alaska State Home Builders Association has been working with the state legislature and the governor to pass legislation that will allow our association and other associations in the state to self insure for workers' compensation insurance through pooling arrangements.

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I and hundreds of others in the home building and associated industries support this legislation. I am writing to ask that you also support this legislation. Thank you for your help on this issue of critical importance to the economic health and diversification of our great state.

Sincerely,

**ROGER'S PAINTING SERVICES**

P.O. Box 1311  
SOLDOTNA, ALASKA 99669  
(907) 262-0674 FAX 262-4497

RECEIVED  
FEB 17 1997

Ans #

February 5, 1997

Representative Gail Phillips, Speaker of the House  
Room 208, State Capitol  
Juneau, Alaska 99801-1182

Dear Representative Phillips:

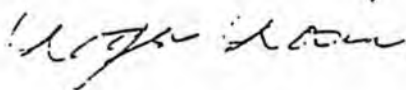
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Sincerely,





RECEIVED  
FEB 17 1997

Ans'd...

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## STEVE RICE GENERAL CONTRACTOR

---

Lic. #20926  
P.O. Box 4146  
Soldotna, AK 99583  
(907) 260-5930 Fax (907) 260-5940

Dear Speaker Phillips;


The Alaska State Home Builders Association has been working with the state legislature and government to pass legislation that will allow our association and other association in the state to self insure from workers compensation insurance through pooling arrangements.

This type of legislation has been enacted in over forty other states with fourteen of these states utilizing the pooling process. As a consequence, workers compensation costs have decreased dramatically for those members of state home builders associations utilizing this type of legislation. Experience has shown that when an association self insures for workers compensation the members of the association tend to focus on fraud and safety issues much more closely than their previous for profit insurance companies causing rates to dramatically decrease.

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Myself along with hundreds of others in the home building and other associated industries support this legislation. I am writing to ask that you also support this legislation. Thank you for your help on this issue of critical importance to the economic health of our great state.

Sincerely,



Steven A. Rich,

RECEIVED

FEB 17 1997

**MOERLEIN GENERAL CONTRACTING**  
**P.O. BOX 298**  
**KASILOF, AK 99610**

February 12, 1997

Representative Gail Phillips, Speaker of the House  
Room 208 State Capitol  
Juneau, Alaska

Dear Representative Phillips,

The Alaska State Home Builders Association has been working with the state legislature and governor to pass legislation that will allow our association and other association in the state to self insure for workers compensation insurance through pooling arrangements.

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Sincerely,



Tim Moerlein

C & C GLASS AND MILLWORK, INC.

36180 SPUR HWY.  
SOLDOTNA, AK 99669  
(907) 262-9413 FAX 262-6699



February 5, 1997

Representative Gail Phillips, Speaker of the House  
Room 208, State Capitol  
Juneau, Alaska 99801-1182

RECEIVED  
FEB 17 1997

Dear Representative Phillips:

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Sincerely,

A handwritten signature in cursive script that reads "Don Carlson".

# DENNY'S CONSTRUCTION

36180 SPUR HWY. STE. B  
SOLDOTNA, AK. 99669

PHONE (907)262-1532  
FAX (907)262-9452

February 5, 1997

RECEIVED

FEB 17 1997

Representative Gail Phillips, Speaker of the House  
Room 208, State Capitol  
Juneau, Alaska 99801-1182

ans d.

Dear Representative Phillips:

The Alaska State Home Builders Association has been working with the state legislature and the governor to pass legislation that will allow our association and other associations in the state to self insure for workers' compensation insurance through pooling arrangements.

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Sincerely,

*Elmer E. Evers*



## CONSTRUCTION

Dear Representative Gail Phillips,

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Sincerely,

Tom Seggerman, DBA TDS Construction

**BATIR CONSTRUCTION  
P.O. BOX 2377  
SOLDOTNA, AK 99669**

RECEIVED  
FEB 17 1997

Ms J.

February 12, 1997

Representative Gail Phillips, Speaker of the House  
Room 208 State Capitol  
Juneau, Alaska

Dear Representative Phillips

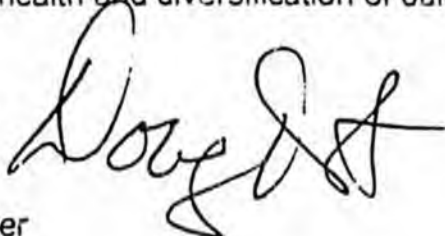
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I and many others in non-profit associations management and other associated industries support this legislation. I'm writing to ask that you also support this legislation. Thank you for your help on this issue of critical importance to the economic health and diversification of our great state.

Sincerely,



Doug Baxter

**ALASKA FILTRATION EQUIPMENT & SERVICES, INC.**

PO BOX 533  
36180 SPUR HWY. STE. B  
SOLDOTNA, AK. 99669

PHONE (907)262-6778  
FAX (907)262-9452

February 5, 1997

Representative Gail Phillips, Speaker of the House  
Room 208, State Capitol  
Juneau, Alaska 99801-1182

RECEIVED  
FEB 17 1997

Ans. g.

Dear Representative Phillips:

The Alaska State Home Builders Association has been working with the state legislature and the governor to pass legislation that will allow our association and other associations in the state to self insure for workers' compensation insurance through pooling arrangements.

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Sincerely,

*Dennis Day*

**HB**

**117**

# FISCAL NOTE

STATE OF ALASKA  
1997 LEGISLATIVE SESSION

BILL NO. HB 117

Revision Date: \_\_\_\_\_  
 Title: Elevator/Boiler/Pressure Vessel  
Standards  
 Sponsor: House Labor and Commerce  
 Requestor: House Labor and Commerce

Department Affected: Labor  
 BRU: Labor Standards & Safety  
 Component: \_\_\_\_\_  
Mechanical Inspection  
 COMPONENT SERIAL NO. 346

**EXPENDITURES/REVENUES:** (Thousands of Dollars)

OPERATING	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL						
---------	--	--	--	--	--	--

CHANGE IN REVENUE						
FUND SOURCE #						

**FUNDING:** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipt						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY97) impact: \$ 0.0

**ANALYSIS:** (Attach a separate page if necessary)

This legislation will simplify the process of adopting new editions of the Boiler and Elevator Code. New editions of these codes are issued every three years, requiring legislative action to update the enforcement codes for the state. There has never been any opposition to the new codes and they have been adopted by the legislature. By transferring adoption authority to the Department, the process of updating codes will be streamlined and the matter will not have to take up legislative time and attention. There will be no fiscal impact.

Prepared by: Alan W. Dwyer, Director *Alan W. Dwyer* Phone: 465-4855  
 Division: Labor Standards & Safety Date: 2/11/97

Approved by Commissioner: Tom Cashen, Commissioner *Tom Cashen*  
 Agency: Department of Labor Date: 2/11/97

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# STATE OF ALASKA

TONY KNOWLES, GOVERNOR

## DEPARTMENT OF LABOR

### OFFICE OF THE COMMISSIONER

P.O. BOX 21149  
JUNEAU, ALASKA 99802-1149  
PHONE: (907) 465-2700  
FAX: (907) 465-2784

February 13, 1997

The Honorable Norman Rokeberg  
Chair  
House Labor and Commerce Committee  
Alaska State Legislature  
State Capitol, Room 24  
Juneau, AK 99801-1182

Dear Representative Rokeberg:

This bill relates to safety and inspection standards for boilers and pressure vessels and elevators.

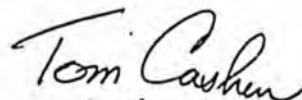
Currently, AS 18.60.315 establishes the 1992 edition of the National Board Inspection Code ("NBIC") manual for boilers and pressure vessels as the minimum inspection standards for the state. The 1992 edition is outdated because the National Board has implemented new standards in its 1995 edition. Rather than amend AS 18.60.315 to adopt that 1995 edition, the bill proposes that the statute would simply specify that the most current edition of the manual is the state inspection standard. This approach would avoid the need for a statute amendment each time the manual is updated, as well as avoid continued application of outdated standards until the statute could be amended. To allow the flexibility necessary to respond to unforeseen circumstances, the Department of Labor would be authorized to specify, by regulation, another edition of

Similarly, AS 18.60.800(a) currently establishes the 1990 edition of the American Society of Mechanical Engineers ("ASME") safety code as the minimum elevator safety standards in the state and AS 18.60.800(c) specifies a 1988 edition of ASME standards as the elevator inspection standard in the state. Since ASME revises its standards every three years, the statutory standards are significantly outdated. The bill proposes to specify in statute that the most current edition of the ASME standards is the state standard. For the safety code standards (AS 18.60.800(a)), the Department of Labor would be able to specify, by regulation, a different edition.

An additional amendment to AS 18.60.800(a) deletes the existing last sentence of that subsection, which specifically excludes certain portions of the ASME elevator safety code. The excluded portions relate to shipboard elevators. The effect of the

amendment would be assumption of responsibility by the Department of Labor for enforcement of elevator safety code standards on certain marine vessels. It had been the Department of Labor's understanding that the United States Coast Guard carried out such inspection and enforcement activities on marine vessels. The department recently became aware that that is not the case.

Sincerely,

A handwritten signature in cursive script that reads "Tom Cashen".

Tom Cashen  
Commissioner

cc: HL&C Committee Members  
Dwight Perkins, Legislative Liaison  
Al Dwyer, Director, LS&S



Official Business

# Alaska State Legislature

HOUSE OF REPRESENTATIVES

Representative Norman Rokeberg

State Capitol  
Juneau, AK 99801-1182

## JUST THE FAX

Date: 2/4/97

TO: LAA Legal / Jussu Corner

FAX: 2029 Telephone 2450

FROM: Representative Norman Rokeberg

FAX: (907) 465-2040 Telephone: (907) 465-4968

Number of Pages: 6 (including this page)

Comments: Please see the attached memo from DOJ regarding draft 6-LS0424A dated 1/27/97.

Please make the changes requested by the Department and please the bill in final for introduction. The bill is s+c by request

*Thanks  
Stinky Antonio*

Have A Nice Day

# LEGAL SERVICES

DIVISION OF LEGAL AND RESEARCH SERVICES  
LEGISLATIVE AFFAIRS AGENCY  
STATE OF ALASKA

JAN 27 1997

(907) 465-3867 or 465-2450  
FAX (907) 465-2029  
Mail Stop 3101

130 Seward Street, Suite 409  
Juneau, Alaska 99801-2105

## MEMORANDUM

January 27, 1997

**SUBJECT:** Bill draft relating to reporting employment accidents (Work Order 20-LS0424)

**TO:** Representative Norm Rokeberg, Chair  
House Labor and Commerce Committee  
Attn: Shirley Armstrong

**FROM:** Teresa B. Cramer *TBC*  
Legislative Counsel

Enclosed is the draft bill you requested, relating to reports of employment accidents. As I mentioned on the telephone, I have questions about several parts of the draft.

1. In subsection (a), the proposal you sent inserts "orally" before the phrase "by telephone." I have not done that in this draft, since it appeared to be unnecessary. However, if you want to forbid a facsimile notification, which could be considered to be made by telephone, I suppose, I will add "orally" back into the subsection.
2. In subsection (a), the draft proposes to remove reference to radio reports of accidents. Are there job sites that do not have access to a telephone where radio is the only speedy means of communication? (What about accidents on boats?) If so, should "radio" stay in the draft?
3. Note that in subsection (a), instead of requiring a report of the name of the establishment, I have required a report of the name of the employer. I made this change to be consistent with the rest of the chapter: "employer" is how this chapter refers to the business for which employees work.
4. I have combined (a) and (b) of the proposal you sent to me to avoid duplication. In my subsection (b), which is subsection (c) of the proposal you sent, I have added an exception for accidents of which the employer first learns more than eight hours after the accident happened. I believe adding this language retains the intent of the proposal you sent.
5. In subsection (b) of the enclosed draft, I have left open the reporting requirements for accidents of which the employer first learns more than 30 days after the accident happened. Please let me know how the draft should address this situation.

TBC:jdr  
97-047:jdr

**MEMORANDUM**  
Occupational Safety & Health**STATE OF ALASKA**  
DEPARTMENT OF LABOR  
Labor Standards & Safety Division

TO: Dwight L. Perkins  
Special Assistant to the Commissioner

DATE: January 31, 1997

THRU: Dennis L. Smythe, CI *DL*  
Chief, AKOSH

FILE: report.inj

PHONE: 269-4954

FROM: Jeffrey A. Carpenter *JAC*  
Industrial Hygienist/Consultation &  
Training

SUBJECT: Amendments to AS  
18.60.058

You asked that I review the changes suggested by the Division of Legal and Research Services of the Legislative Affairs Agency in the memorandum dated January 27, 1997. I will address the five points raised in the memorandum.

1. It is necessary to have employers report "orally." Since we must be as effective as federal OSHA, we are required to have reporting requirements as effective as federal OSHA. In 1994, federal OSHA amended 29 C.F.R. section 1904.8 to require employers to "orally" report fatalities or in-patient hospitalizations. I have enclosed a copy of 59 Fed. Reg. 15594, 15600 (April 1, 1994) which contains the amendment to section 1904.8 requiring employers to "orally" report injuries.
2. We intentionally did not allow employers to use radio transmission. Federal OSHA does not allow radio transmission and we have no mechanism to receive radio transmissions. In addition, with the right equipment, it is now possible to radio someone who has a telephone.
3. We intentionally used the word "establishment." Federal OSHA uses the word "establishment." The Alaska Department of Labor defines "establishment" in 8 AAC 61.1940 and federal OSHA similarly defines "establishment" in 29 C.F.R. section 1904.12(g).
4. I see no problem combining subsections (a) and (b). However, I have deleted the last sentence proposed in the new subsection (a) proposed by Legislative Affairs. We do not intend to require employers to report fatalities or in-patient hospitalization when they learn about these fatalities or hospitalizations more than 30 days after the accident. Federal OSHA has no such requirement.
5. Current AS 18.60.058 has no time limits regarding the preservation of evidence. We do not intend to change the intent of current AS 18.60.058 regarding this issue.

I have made some handwritten changes to Legislative Affairs proposed changes, which is attached. If you have any questions, please let me know..

c.c. Toby N. Steinberger, Asst. Atty. Gen.



WORK DRAFT

WORK DRAFT

O-LS0424A

1 immediately but in no event later than eight [24] hours after receipt by the employer  
 2 of information that the accident has occurred. However, if the employer first  
 3 receives information of a fatality or in-patient hospitalization eight or more hours  
 4 after the accident but within 30 days <sup>OF</sup> ~~that~~ the accident, the employer must make  
 5 the report within eight hours after receiving information of the fatality or  
 6 hospitalization. ~~When the employer first receives information of a fatality or in-~~  
 7 patient hospitalization more than 30 days after the accident. ~~When the employer first~~

OF ONE OR MORE EMPLOYEES.

IN-PATIENT

OF ONE OR MORE EMPLOYEES

THIS SUBSECTION DOES NOT APPLY TO AN EMPLOYER WHO

EMPLOYER WHO

9 (b) In the event of an employment accident that is reportable under (a) of  
 10 this section [FATAL TO ONE OR MORE EMPLOYEES OR THAT RESULTS IN  
 11 THE OVERNIGHT HOSPITALIZATION OF TWO OR MORE EMPLOYEES].  
 12 equipment, material, or product related to the injury or fatality may not be moved or  
 13 altered until clearance is given by the department, except when compliance with this  
 14 requirement would interfere for an unreasonable length of time with work or create  
 15 additional hazards. If equipment, material, or products must be moved or altered  
 16 before department clearance, the employer shall submit a detailed investigative report  
 17 of the accident to the division. ~~When the employer first receives information of the fatality or~~  
 18 ~~hospitalization more than 30 days after the accident, the employer shall~~  
 19 ~~submit a detailed investigative report of the accident to the division.~~

\* Sec. 2. This Act takes effect immediately under AS 01.10.070(c).

Indiana, Iowa, Kentucky, Maryland, Michigan, Minnesota, Nevada, New Mexico, North Carolina, Oregon, Puerto Rico, South Carolina, Tennessee, Utah, Vermont, Virginia, Virgin Islands, Washington, and Wyoming; and Connecticut and New York (for state and local Government employees only). 29 CFR 1952.4 requires that such States with approved State plans under section 18 of the OSHA Act (29 U.S.C. 677), must adopt recordkeeping and reporting regulations which are "substantially identical" to those set forth in 29 CFR part 1904. Therefore, the definitions used must be identical to ensure the uniformity of collected information. In addition, § 1952.4 provides that employer variances or exceptions to State recordkeeping or reporting requirements in a State plan State must be approved by the Bureau of Labor Statistics. Similarly, a State is permitted to require supplemental reporting or recordkeeping data, but that State must obtain approval from the Bureau of Labor Statistics to insure that the additional data will not interfere with "the primary uniform reporting objectives." The responsibilities of the Bureau of Labor Statistics for the reporting requirements covered by this final rule were transferred to OSHA as part of a memorandum of understanding between OSHA and BLS effective January 1, 1991.

In accordance with § 1952.4, OSHA has allowed the States to vary from the "substantially identical" requirement in certain, limited circumstances, such as 1904.8 reports, as long as the State requirements were at least as effective as the Federal requirements as it relates to fatality and multiple hospitalization reporting. As discussed above, a number of the States have adopted fatality/catastrophe reporting requirements more stringent than those of OSHA.

#### IX. Paperwork Reduction Act

This rule contains a "collection of information" requirement pertaining to the procedures for employers to report employment fatalities and multiple hospitalizations. This requirement has

been submitted to the Office of Management and Budget for approval under the Paperwork Reduction Act, 44 U.S.C. 3501 et seq., and 5 CFR part 1320.

Reporting by employers under this collection of information requirement is estimated to average 15 minutes per report. The time involved is for calling either the OSHA Area Office or utilizing the OSHA toll-free number and reporting the fatality or multiple hospitalizations.

Interested persons may submit comments regarding this burden estimate or other aspect of this collection of information to the OSHA Docket Office, Docket No. R-01, Occupational Safety and Health Administration, room N-2625, 200 Constitution Avenue NW, Washington, DC 20210, and to the OSHA Desk Officer (RIN 1218-AB28), Office of Management and Budget, Washington, DC 20503.

#### X. List of Subjects in 29 CFR Part 1904

Fatality, Multiple hospitalization, Notification of fatality, Occupational Safety and Health, Occupational Safety and Health Administration, Recordkeeping.

#### XI. Authority

This document was prepared under the direction of Joseph A. Dear, Assistant Secretary of Labor for Occupational Safety and Health, U.S. Department of Labor, 200 Constitution Avenue, NW, Washington, DC 20210. Accordingly, pursuant to sections 8(c), 8(g) and 24 of the Occupational Safety and Health Act of 1970 (29 U.S.C. 657, 673), Secretary of Labor's Order No. 1-90 (55 FR 9033), and 5 U.S.C. 553, 29 CFR part 1904 is hereby amended by revising § 1904.8 as set forth below.

Signed in Washington, DC, this 25th day of March 1994.

Joseph A. Dear,  
Assistant Secretary of Labor.

#### PART 1904—[AMENDED]

1. The authority citation for 29 CFR part 1904 is revised to read as follows:

Authority: Secs. 8, 24, Occupational Safety and Health Act of 1970 (29 U.S.C. 657, 673), Secretary of Labor's Order No. 12-71 (36 FR 8734), 8-76 (41 FR 25059), 9-83 (48 FR 35736), or 1-90 (55 FR 9033), as applicable. Sections 1904.7 and 1904.8 also issued under 5 U.S.C. 553.

2. Section 1904.8 is revised to read as follows:

§ 1904.8 Reporting of fatality or multiple hospitalization incidents.

(a) Within 8 hours after the death of any employee from a work-related incident or the in-patient hospitalization of three or more employees as a result of a work-related incident, the employer of any employees so affected shall orally report the fatality/multiple hospitalization by telephone or in person to the Area Office of the Occupational Safety and Health Administration (OSHA), U.S. Department of Labor, that is nearest to the site of the incident, or by using the OSHA toll-free central telephone number.

(b) This requirement applies to each such fatality or hospitalization of three or more employees which occurs within thirty (30) days of an incident.

(c) Exception: If the employer does not learn of a reportable incident at the time it occurs and the incident would otherwise be reportable under paragraphs (a) and (b) of this section, the employer shall make the report within 8 hours of the time the incident is reported to any agent or employee of the employer.

(d) Each report required by this section shall relate the following information: Establishment name; location of incident, time of the incident, number of fatalities or hospitalized employees, contact person, phone number, and a brief description of the incident.

[FR Doc. 94-7778 Filed 3-31-94; 8:45 am]  
BILLING CODE 4310-28-P

Feb-04-97 11:50 AM

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<u>Identification</u>	<u>Result</u>	<u>Pages</u>	<u>Type</u>	<u>Date</u>	<u>Time</u>	<u>Duration</u>	<u>Diagnostic</u>
2029	OK	06	Sent	Feb-04	11:46A	00:04:24	002485030022

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# ALASKA STATE LEGISLATURE

## House of Representatives

### COMMITTEE MEMBERS:

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REPRESENTATIVE JOHN COWDERY, VICE CHAIRMAN  
REPRESENTATIVE BILL HUDSON  
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INTERIM:  
716 WEST 4TH AVENUE, SUITE 640  
ANCHORAGE, AK 99501  
PHONE: (907) 258-8191  
FAX: (907) 258-2916

SESSION:  
STATE CAPITOL ROOM 24  
JUNEAU, AK 99801-1182  
PHONE: (907) 465-4954  
FAX: (907) 465-2040

## Labor and Commerce Committee

### MEMORANDUM

TO: Representative Pete Kott, Chairman  
House Rules Committee

FROM: Representative Norman Rokeberg *NR*

DATE: February 20, 1997

SUBJECT: CSHB 117(L&C) - "An Act relating to boiler and pressure vessel inspection standards; relating to elevator safety and inspection standards; and providing for an effective date."

---

Please schedule CSHB 117(L&C) for the floor. Attached you will find a packet for your use. I would appreciate some notice so that I may be prepared to carry the bill during session debate.

This bill was requested by the Department of Labor and the House Labor and Commerce Committee introduced this bill on the department's behalf.

If you have any questions please contact myself or my staff person, Shirley Armstrong at 465-4968.

HOUSE COMMITTEE REPORT

(7)

Date Referred to Committee: February 7, 1997

FURTHER REFERRALS:

Date of Committee Action: 2/17/97

The LABOR AND COMMERCE Committee considered:

HB 117

HOUSE BILL NO. 117

ELEVATOR/BOILER/PRESSURE VESSEL STDS

"An Act relating to boiler and pressure vessel inspection standards; relating to elevator safety and inspection standards; and providing for an effective date."

recommends it be replaced with the following committee substitute CS HB 117 (LVC)  the same title  a new title

additional referral to \_\_\_\_\_ Committee  
 attached amendment(s)

ADOPTS: \_\_\_\_\_ Letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept) \_\_\_\_\_ APPROVES PREVIOUS: (Dept/Date) \_\_\_\_\_

fiscal note(s) \_\_\_\_\_  fiscal note(s) \_\_\_\_\_

zero fiscal note(s) DOL  zero fiscal note(s) \_\_\_\_\_

SIGNING WITH RECOMMENDATIONS	DP	DNP	NR	AM
<i>[Signature]</i>	✓			
<i>[Signature]</i>	✓			
<i>[Signature]</i>	✓			
<i>[Signature]</i>	✓			

CHAIR'S SIGNATURE

*[Signature]*

2/17/97

# FISCAL NOTE

No. 1  
 Bill Version: CSHB 117(L&C)  
 (H) Publish Date: 2/19/97

**STATE OF ALASKA  
 1997 LEGISLATIVE SESSION**

Revision Date: \_\_\_\_\_  
 Title: Elevator/Boiler/Pressure Vessel  
           Standards  
 Sponsor: House Labor and Commerce  
 Requestor: House Labor and Commerce

Department Affected: Labor  
 BRU: Labor Standards & Safety  
 Component: \_\_\_\_\_  
               Mechanical Inspection  
 COMPONENT SERIAL NO. 346

**EXPENDITURES/REVENUES:**

(Thousands of Dollars)

OPERATING	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL						
---------	--	--	--	--	--	--

CHANGE IN REVENUE FUND SOURCE #						
------------------------------------	--	--	--	--	--	--

**FUNDING:**

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipt						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY97) impact: \$ 0.0

**ANALYSIS:** (Attach a separate page if necessary)

This legislation will simplify the process of adopting new editions of the Boiler and Elevator Code. New editions of these codes are issued every three years, requiring legislative action to update the enforcement codes for the state. There has never been any opposition to the new codes and they have been adopted by the legislature. By transferring adoption authority to the Department, the process of updating codes will be streamlined and the matter will not have to take up legislative time and attention. There will be no fiscal impact.

Prepared by: Alan W. Dwyer, Director *Alan W. Dwyer* Phone: 465-4855  
 Division: Labor Standards & Safety Date: 2/11/97  
 Approved by Commissioner: Tom Cashen, Commissioner *Tom Cashen*  
 Agency: Department of Labor Date: 2/11/97

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0-LS0424\A  
Cramer  
1/27/97

HOUSE BILL NO.

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - FIRST SESSION

BY THE HOUSE LABOR AND COMMERCE COMMITTEE BY REQUEST

Introduced:

Referred:

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to reporting and other requirements of certain employment  
2 accidents; and providing for an effective date."

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

4 \* Section 1. AS 18.60.058 is amended to read:

5           Sec. 18.60.058. Reporting of injuries and illnesses. (a) In the event of an  
6 employment accident that is fatal to one or more employees or that results in the in-  
7 patient [OVERNIGHT] hospitalization of one or more employees, the employer shall  
8 report the accident by telephone [, TELEGRAM, RADIO,] or in person to the nearest  
9 office of the division of labor standards and safety or by telephone to the federal  
10 toll-free number provided by the division. The report must relate the name of the  
11 employer or the employer's establishment, the location of the accident, the time  
12 of the accident, a contact person and the telephone number of the contact person,  
13 a brief description [CIRCUMSTANCES] of the accident, the number of fatalities or  
14 hospitalized employees, and the extent of any injuries. The report must be made

1 immediately but in no event later than eight [24] hours after receipt by the employer  
2 of information that the accident has occurred. However, if the employer first  
3 receives information of a fatality or in-patient hospitalization eight or more hours  
4 after the accident but within 30 days after the accident, the employer must make  
5 the report within eight hours after receiving information of the fatality or  
6 hospitalization. If the employe first receives information of a fatality or in-  
7 patient hospitalization more than 30 days after the accident, the employer shall  
8 \_\_\_\_\_.

9 (b) In the event of an employment accident that is reportable under (a) of  
10 this section [FATAL TO ONE OR MORE EMPLOYEES OR THAT RESULTS IN  
11 THE OVERNIGHT HOSPITALIZATION OF TWO OR MORE EMPLOYEES],  
12 equipment, material, or product related to the injury or fatality may not be moved or  
13 altered until clearance is given by the department, except when compliance with this  
14 requirement would interfere for an unreasonable length of time with work or create  
15 additional hazards. If equipment, material, or products must be moved or altered  
16 before department clearance, the employer shall submit a detailed investigative report  
17 of the accident to the division. However, this subsection does not apply to an  
18 employment accident if the employer first receives information of the fatality or  
19 in-patient hospitalization more than eight hours after the accident occurred.

20 \* Sec. 2. This Act takes effect immediately under AS 01.10.070(c).

JAN 24 1997

# WORK ORDER REQUEST FORM

## W.O. [20] LS-0424

KEYWORDS: EMPLOYMENT ASSIGNED: Cramer

SAFETY

REQUEST FOR: New Bill TAKEN BY: Barnes

SUBJECT: Reporting of Employment Accidents

REQUESTED FOR: HC HL&C BY: Shirley PHONE: 465-4968

DELIVER TO: Rep. Rokeberg, Cap. 24

INSTRUCTIONS: Draft bill relating to reporting and other requirements relating to certain employment accidents, per attached.

<p>OBTAIN</p>	<p>SPECIAL DRAFTING INSTRUCTIONS ATTACHED [ ]</p> <p>AUTHORIZED TO CONFER WITH _____</p> <p>_____</p> <p>RETURN _____</p> <p>_____ TO REQUESTOR</p> <p>APPROVED: <input checked="" type="checkbox"/> DIRECTOR, LEGAL SERVICES</p>
<p>REVIEWED _____</p> <p>IN <u>01/24/97</u> DUE _____</p> <p>TYPED: Draft _____ Date _____</p> <p>Final _____ Date _____</p> <p>PROOFED _____ DELIVERED _____</p>	<p>SPECIAL INSTRUCTIONS to TYPING/PROOFING</p> <p>_____</p> <p>BY REQUEST _____</p> <p>Request for DRAFT</p>

JAN 24 1997

# WORK ORDER REQUEST FORM

## W.O. [20] LS-0423

KEYWORDS: BUILDINGS ASSIGNED: Bannister

\_\_\_\_\_  
\_\_\_\_\_

REQUEST FOR: New Bill TAKEN BY: Barnes

SUBJECT: Elevators and Boilers

REQUESTED FOR: HC HL&C BY: Shirley PHONE: 465-4968

DELIVER TO: Rep. Rokeberg, Cap. 24

INSTRUCTIONS: Draft bill relating to boiler and pressure vessel inspection standards and elevator safety and inspection standards, per attached.

OBTAIN	SPECIAL DRAFTING INSTRUCTIONS ATTACHED [ ] AUTHORIZED TO CONFER WITH _____ _____ RETURN _____ _____ TO REQUESTOR APPROVED: <input checked="" type="checkbox"/> DIRECTOR, LEGAL SERVICES
--------	--

REVIEWED _____ IN <u>01/24/97</u> DUE _____ TYPED: Draft _____ Date _____ Final _____ Date _____ PROOFED _____ DELIVERED _____	SPECIAL INSTRUCTIONS to TYPING/PROOFING _____ By Request _____  Request for DRAFT
--	---

To:  
Rep. Rodekney.

JAN 17 1997

 Resource Development Council

(907) 276-0700 Fax (907) 276-3887

Norm:

This is the office  
Dept of Labor Bill,  
if you don't already  
have -

Pete

### SPONSOR STATEMENT

This bill relates to an employer's obligation to report to the Department of Labor, division of labor standards and safety, an occupational accident that is fatal to an employee or that results in the in-patient hospitalization of an employee.

The State of Alaska is required by 29 CFR 1953 and AS 18.60.030(6) to adopt occupational safety and health standards at least as effective as federal standards within six months of the publication date of a final rule in the Federal Register. A change to the rule for reporting occupational injuries and illnesses was published in Federal Register, Volume 59, Number 63, April 1, 1994, which requires that incidents resulting in the in-patient hospitalization of three or more employees, or a fatality, be reported orally within eight hours. (The former federal rule required reporting of five or more hospitalizations, but many states, including Alaska, had adopted more stringent requirements.) The State of Alaska currently requires reporting within 24 hours of occurrence of one or more in-patient hospitalizations or a fatality. The changes for the State of Alaska include reduction of the reporting period, addition of a requirement that the report be made orally, and addition of a federal toll-free number.

The bill also adds a provision requiring reporting of accidents in which an employee in-patient hospitalization or fatality occurs some time after the employer first knows of the accident itself. The employer must report such accidents within eight hours after learning that a fatality

or in-patient hospitalization occurred. The employer is not required to report such accidents if the employer first learned of the hospitalization or fatality more than 30 days after the accident.

Additionally, the bill proposes changes to conform the language of AS 18.60.058 with federal OSHA terminology.

OSHA believes that reducing the reporting period is critical for the agency to respond quickly, to inspect for hazardous conditions that may pose a risk to other workers at the work site, and to interview personnel while their recollections are more immediate and untainted by other events. The shorter reporting time also makes it more likely that the incident site will be undisturbed, affording the investigation compliance officer a better view of the work site as it appeared at the time of the incident. The eight hour criteria also coincides with a "standard work shift" for most employers and thus provides a logical cut-off point for fulfilling the reporting requirement.

In order to continue Alaska's federally approved OSHA program, it is important that the amendments proposed in this bill be enacted.

\_\_\_\_\_ BILL NO.

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - FIRST SESSION

BY THE \_\_\_\_\_ RULES COMMITTEE BY REQUEST OF THE GOVERNOR

Introduced:

Referred:

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to reporting and other requirements relating to certain  
2 employment accidents; and providing for an effective date."

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

4 \* Section 1. AS 18.60.058 is amended to read:

5           Sec. 18.60.058. Reporting of injuries and illnesses. (a) In the event of an  
6 employment accident that is fatal to one or more employees or that results in the  
7 in-patient [OVERNIGHT] hospitalization of one or more employees, the employer  
8 shall report the accident orally by telephone[, TELEGRAM, RADIO.] or in person to  
9 the nearest office of the division of labor standards and safety or by telephone to the  
10 federal toll-free number provided by the division. The report must relate: the name  
11 of the establishment, the location of the accident, time of the accident, a contact  
12 person, a phone number, a brief description [THE CIRCUMSTANCES] of the  
13 accident, the number of fatalities or hospitalized employees, and the extent of any  
14 injuries. Except as provided in (b) of this section, the [THE] report must be made

1 immediately but in no event later than eight [24] hours after receipt by the employer  
2 of information that the accident has occurred.

3 (b) If, after the deadline for reporting set in (a) of this section, the  
4 employer first receives information of a fatality or the in-patient hospitalization  
5 of one or more employees resulting from an employment accident, the employer  
6 shall make the report required by (a) of this section immediately, but in no event  
7 later than eight hours, after receipt by the employer of the information of the  
8 fatality or in-patient hospitalization. The report under this subsection must be  
9 made in the manner, and contain the information, specified in (a) of this section.  
10 This subsection does not apply to an employer who, more than 30 days after an  
11 employment accident, first received information that the accident resulted in the  
12 fatality or the in-patient hospitalization of one or more employees.

13 (c) In the event of an employment accident that is reportable under (a) of  
14 this section [FATAL TO ONE OR MORE EMPLOYEES OR THAT RESULTS IN  
15 THE OVERNIGHT HOSPITALIZATION OF TWO OR MORE EMPLOYEES,]  
16 equipment, material, or product related to the injury or fatality may not be moved or  
17 altered until clearance is given by the department, except when compliance with this  
18 requirement would interfere for an unreasonable length of time with work or create  
19 additional hazards. If equipment, material, or products must be moved or altered  
20 before department clearance, the employer shall submit a detailed investigative report  
21 of the accident to the division.

22 \* Sec. 2. This Act takes effect immediately under AS 01.10.070(c).

Y

Pass along to Norm Rokeby.

P

## SPONSOR STATEMENT

This bill relates to safety and inspection standards for boilers and pressure vessels and elevators.

Currently, AS 18.60.315 establishes the 1992 edition of the National Board Inspection Code ("NBIC") manual for boilers and pressure vessels as the minimum inspection standards for the state. The 1992 edition is outdated because the National Board has implemented new standards in its 1995 edition. Rather than amend AS 18.60.315 to adopt that 1995 edition, the bill proposes that the statute would simply specify that the most current edition of the manual is the state inspection standard. This approach would avoid the need for a statute amendment each time the manual is updated, as well as avoid continued application of outdated standards until the statute could be amended. To allow the flexibility necessary to respond to unforeseen circumstances, the Department of Labor would be authorized to specify, by regulation, another edition of the manual.

Similarly, AS 18.60.800(a) currently establishes the 1990 edition of the American Society of Mechanical Engineers ("ASME") safety code as the minimum elevator safety standards in the state and AS 18.60.800(c) specifies a 1988 edition of ASME standards as the elevator inspection standards in the state. Since ASME revises its

standards every three years, the statutory standards are significantly outdated. The bill proposes to specify in statute that the most current edition of the ASME standards is the state standard. For the safety code standards (AS 18.60.800(a)), the Department of Labor would be able to specify, by regulation, a different edition.

An additional amendment to AS 18.60.800(a) deletes the existing last sentence of that subsection, which specifically excludes certain portions of the ASME elevator safety code. The excluded portions relate to shipboard elevators. The effect of the amendment would be assumption of responsibility by the Department of Labor for enforcement of elevator safety code standards on certain marine vessels. It had been the Department of Labor's understanding that the United States Coast Guard carried out such inspection and enforcement activities on marine vessels. The department recently became aware that that is not the case.

\_\_\_\_ BILL NO.

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - FIRST SESSION

BY THE \_\_\_\_ RULES COMMITTEE BY REQUEST OF THE GOVERNOR

Introduced:

Referred:

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to boiler and pressure vessel inspection standards and elevator  
2 safety and inspection standards; and providing for an effective date."

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

4 \* Section 1. AS 18.60.315 is amended to read:

5           Sec. 18.60.315. Inspection standards. Unless the Department of Labor, by  
6 regulation, specifies a different edition, the most current [THE 1992] edition of the  
7 National Board Inspection Code Manual for Boiler and Pressure Vessel Inspectors  
8 constitutes the minimum boiler and pressure vessel inspection standards  
9 [STANDARD] of the state for boilers and pressure vessels after they have received  
10 their initial inspection certificates from the Department of Labor. The Department of  
11 Labor may adopt regulations for the maximum practical implementation of the manual  
12 and may grant an exception from a specific provision of the manual when the  
13 department determines that the implementation of the provision would be impractical.

14 \* Sec. 2. AS 18.60.300(a) is amended to read:

1 (a) Unless the Department of Labor, by regulation, specifies a different  
2 edition, the most current [EXCEPT AS PROVIDED IN THIS SUBSECTION, THE  
3 1990] edition of the American Society of Mechanical Engineers [A17.1 - 1990] Safety  
4 Code for Elevators and Escalators published by the American Society of Mechanical  
5 Engineers constitutes [IS ADOPTED AS] the minimum elevator safety code in the  
6 state. [SECTION 1001.1, INSPECTION AND TEST PERIODS, AND PART XXII,  
7 SHIPBOARD ELEVATORS, OF THE AMERICAN SOCIETY OF MECHANICAL  
8 ENGINEERS SAFETY CODE FOR ELEVATORS AND ESCALATORS, ARE NOT  
9 ADOPTED AS A PART OF THE MINIMUM ELEVATOR SAFETY CODE IN THE  
10 STATE.]

11 \* Sec. 3. AS 18.60.800(c) is amended to read:

12 (c) Inspections of elevators by the department shall be performed in  
13 accordance with the procedures set out in the most recent published edition of the  
14 National Standard Practice for the Inspection of Elevators and Escalators  
15 [INSPECTOR'S MANUAL FOR ELEVATORS AND ESCALATORS - ANSI/ASME  
16 A17.2 AS APPROVED IN 1988].

17 \* Sec. 4. AS 18.60.800(d) is amended to read:

18 (d) A municipality may adopt the standards established in or under this  
19 section or prescribe standards more stringent than those established in or under this  
20 section.

21 \* Sec. 5. TRANSITION: REGULATIONS. The Department of Labor may proceed to  
22 adopt regulations to implement the provisions of AS 18.60.315 and 18.60.800, as amended by  
23 secs. 1 - 3 of this Act. The regulations take effect under AS 44.62 (Administrative Procedure  
24 Act), but not before the effective date of secs. 1 - 3 of this Act.

25 \* Sec. 6. Section 5 of this Act takes effect immediately under AS 01.10.070(c).

26 \* Sec. 7. Sections 1 - 4 of this Act take effect January 1, 1998.

*George*  
*lets talk*  
*in these*

*12/17/96*  
*from Pete Kott*

\_\_\_\_\_ BILL NO.

IN THE LEGISLATURE OF THE STATE OF ALASKA  
TWENTIETH LEGISLATURE - FIRST SESSION

BY

Introduced:  
Referred:

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to boiler and pressure vessel inspection standards and elevator  
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8 constitutes the minimum boiler and pressure vessel inspection standards  
9 [STANDARD] of the state for boilers and pressure vessels after they have received  
10 their initial inspection certificates from the Department of Labor. The Department of  
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13 department determines that the implementation of the provision would be impractical.

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4 Code for Elevators and Escalators published by the American Society of Mechanical  
5 Engineers constitutes [IS ADOPTED AS] the minimum elevator safety code in the  
6 state. Section 1001.1, Inspection and test periods[, AND PART XXII, SHIPBOARD  
7 ELEVATORS,] of the American Society Of Mechanical Engineers Safety Code for  
8 Elevators and Escalators, is [ARE] not adopted as a part of the minimum elevator  
9 safety code in the state.

10 \* Sec. 3. AS 18.60.800(c) is amended to read:

11 (c) Inspections of elevators by the department shall be performed in  
12 accordance with the procedures set out in the most recent published edition of the  
13 National Standard Practice for the Inspection of Elevators and Escalators  
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