

Penalty for  
misusing  
records of  
Department of  
Public Welfare.

Section j. Misuse of Public-Assistance Lists and Records. It shall be unlawful, except for purposes directly connected with the administration of general assistance, old-age assistance, aid to the blind, or aid to dependent children, and in accordance with the rules and regulations of the Department, for any person or persons to solicit, disclose, receive, make use of, or to authorize, knowingly permit, participate in, or acquiesce in the use of, any list of or names of, or any information concerning, persons applying for or receiving such assistance, directly or indirectly derived from the records, papers, files, or communications of the Department or subdivisions or agencies thereof, or acquired in the course of the performance of official duties.

Section 3. An emergency is hereby declared to exist and this Act shall take effect immediately upon its passage and approval.

Approved March 26, 1941.

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## CHAPTER 40.

### AN ACT

[S. B. 361]

Amendments  
and Repeals to  
Alaska Unem-  
ployment Com-  
pensation Law.

To amend Chapter 4 of the Extraordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, relating to the Unemployment Compensation Law, by amending Sections 2(i)(1); 2(i)(6)(E); 2(i)(6)(F); 2(i)(6)(H); 2(i)(6)(I); 2(j); 2(k); 2(m); 2(n); 3(a); 4(d)(1); 4(e); 5(c); 5(c)(1); 5(d); 5(f); 7(a)(1); 7(b)(2); 7(c); 7(c)(1); 7(c)(2);

8(c)(2); 9(b)(3); 10(a)(2); 10(d); 11(a); 11(d); 11(e); 11(g); 11(k); 12; 13(a); 13(b); and 18; and by repealing Sections 4(d)(4); 9(e); and 10(c); and to declare an emergency.

*Be it enacted by the Legislature of the Territory of Alaska:*

Section 1. That Chapter 4, Section 2(i)(1), Extra-<sup>Amendment.</sup>ordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be amended to read as follows:

Section 2(i)(1). "Employment", subject to the other provisions of this subsection, means service, including service in interstate commerce and service as an officer of a corporation, performed for wages under any contract of hire, written or oral, expressed or implied.

Definitions;  
"Employment,"  
defined.

Section 2. That Chapter 4, Section 2(i)(6)(E), Extra-<sup>Amendment.</sup>ordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be amended by striking out the present section and inserting in lieu thereof the following:

Section 2(i)(6)(E). Services performed in the employ of the United States Government or an instrumentality of the United States exempt under the Constitution of the United States from the contributions imposed by this Act, except that to the extent that the Congress of the United States shall permit States to require any instrumentality of the United States to make payments into an unemployment fund under a State unemployment compensation law, all of the provisions of this Act shall be applicable to such instrumentalities, and to services performed for such instrumentalities, in the same manner, to the same extent and on the same terms as to all other employers, employing

Definitions;  
"Employment,"  
what not  
included.

units, individuals and services; provided that if this Territory shall not be certified for any year by the Social Security Board under Section 1603(c) of the Federal Internal Revenue Code, the payments required of such instrumentalities with respect to such year shall be refunded by the Commission from the funds in the same manner and within the same period as is provided in Section 14(d) of this Act with respect to contributions erroneously collected.

**Amendment.**

Section 3. That Chapter 4, Section 2(i) (6) (F), Extraordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be amended by striking out the present section and inserting in lieu thereof the following:

**Definitions:**  
"Employment,"  
what not  
included.

Section 2(i) (6) (F). Services performed in the employ of this Territory, or of any State, or of any political subdivision thereof, or any instrumentality of any one or more of the foregoing which is wholly owned by this Territory or by one or more of the States or political subdivisions; and any service performed in the employ of any instrumentality of this Territory or of one or more States or political subdivisions to the extent that the instrumentality is, with respect to such service, exempt under the Constitution of the United States from the tax imposed by Section 1600 of the Federal Internal Revenue Code.

**Amendment.**

Section 4. That Chapter 4, Section 2(i) (6) (H), Extraordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be amended to read as follows:

**Definitions:**  
"Employment,"  
what not  
included.

Section 2(i) (6) (H). Service with respect to which unemployment compensation is payable

under an unemployment compensation system established by an Act of Congress.

Section 5. That Chapter 4, Section 2, Extraordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be amended by adding a new subsection to be known as Section 2(i) (6) (I), reading as follows:

Section 2(i) (6) (I). "Included and Excluded Service." If the service performed during one-half or more of any pay period by an individual for the person employing him constitute employment, all the services of such individual for such period shall be deemed to be employment; but if the services performed during more than one-half of any such pay period by an individual for the person employing him do not constitute employment, then none of the services of such individual for such period shall be deemed to be employment. As used in this subsection, the term "pay period" means a period (of not more than thirty-one consecutive days) for which payment of remuneration is ordinarily made to the individual by the person employing him. This subsection shall not be applicable with respect to services performed in a pay period by an individual for the person employing him where any such service is excepted by Section 2(i) (6) (H).

Definitions:  
"Employment,"  
what included,  
what not  
included.

Definitions:  
"pay period."

Section 6. That Chapter 4, Section 2(j), Extraordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be amended to read as follows:

Amendment.

Section 2(j). "Employment office" means a free public employment office or branch thereof, operated by this Territory or maintained as a

Definitions:  
"Employment  
office."

part of a State-controlled system of public employment offices.

Amendment:  
Definitions:  
"Fund."

Section 7. That Chapter 4, Section 2(k), Extraordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be amended to read as follows:

Section 2(k). "Fund" means the unemployment compensation fund established by this Act.

Amendment.

Section 8. That Chapter 4, Section 2(m), Extraordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be amended to read as follows:

Definitions:  
"Unemployment."

Section 2(m). "Unemployment". An individual shall be deemed "unemployed" in any week during which he performs no services and with respect to which no wages are payable to him, or in any week of less than full-time work if the wages payable to him with respect to such week are less than his weekly benefit amount.

Amendment.

Section 9. That Chapter 4, Section 2(n), Extraordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be amended to read as follows:

Definitions:  
"Wages," what not included.

Section 2(n). "Wages" means all remuneration payable for services, including commissions and bonuses and the cash value of all remuneration payable in any medium other than cash. The reasonable cash value of remuneration payable in any medium other than cash shall be estimated and determined in accordance with rules prescribed by the Commission, provided the term "wages" shall not include:

(1) For the purposes of Section 3(b)(1), Section 4(e), and Section 7 of this Act, that part of the remuneration which, after remuneration equal to \$3000.00 is payable to an individual by an employer with respect to employment during any calendar year, is payable to such individual by such employer with respect to employment occurring during such calendar year after January 1, 1941.

(2) The amount of any payment with respect to services performed after January 1, 1941, to, or on behalf of, an individual in its employ under a plan or system established by an employing unit which makes provision for individuals in its employ generally or for a class or classes of such individuals (including any amount paid by an employing unit for insurance or annuities, or into a fund, to provide for any such payment) on account of (A) retirement, or (B) sickness or accident disability, or (C) medical and hospitalization expenses in connection with sickness or accident disability, or (D) death, provided the individual in its employ (i) has not the option to receive, instead of provision for such death benefit, any part of such payment, or, if such death benefit is insured, any part of the premiums (or contributions to premiums) paid by his employing unit, and (ii) has not the right, under the provisions of the plan or system or policy of insurance providing for such death benefit, to assign such benefit, or to receive cash consideration in lieu of such benefit either upon his withdrawal from the plan or system providing for such benefit or upon termination of such plan or system or policy of insurance or of his services with such employing unit;

(3) The payment of an employing unit (without

Definitions:  
Wages, what  
not included.

deduction from the remuneration of the individual in its employ) of the tax imposed upon an individual in its employ under Section 1400 of the Federal Internal Revenue Code with respect to services performed after January 1, 1941. (4) Dismissal payments after January 1, 1941, which the employing unit is not legally required to make.

**Amendment.**

Section 10. That Chapter 4, Section 3(a), Extraordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be amended by striking out the present section and inserting in lieu thereof the following:

**Benefits, In General, Payments of, when, how.**

Section 3(a). Payment of Benefits. All benefits provided herein shall be payable from the fund. All benefits shall be paid through employment offices in accordance with such regulations as the Commission may prescribe.

**Amendment.**

Section 11. That Chapter 4, Section 4(d)(1), Extraordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be amended to read as follows:

**Benefits; Eligibility Conditions, Totally unemployed, period.**

Section 4(d)(1). Unless it occurs within the benefit year which includes the week with respect to which he claims payment of benefits, provided that this requirement shall not interrupt the payment of benefits for consecutive weeks of unemployment.

**Repeal.**

Section 12. That Chapter 4, Section 4(d)(4), Extraordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be and the same is hereby repealed.

Section 13. That Chapter 4, Section 4(e), Extra-ordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be amended to read as follows: Amendment.

Section 4. (e). He has during his base period earned wages for employment by employers equal to not less than twenty-five times his weekly benefit amount. For the purposes of this subsection wages shall be construed as "wages for employment by employer" for benefit purposes with respect to any benefit year only if such benefit year began subsequent to the date on which the employment unit from which such wages were earned has satisfied the conditions of Section 2(h) with respect to being employer.

Benefits, Eligibility conditions, week of total unemployment.

Section 14. That Chapter 4, Subsection 5(c), Extra-ordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be amended to read as follows: Amendment.

Subsection 5(c). If the Commission finds that he has failed, without good cause, either to apply for available, suitable work when so directed by the employment office of the Commission or to accept suitable work when offered him, such ineligibility shall continue for the week in which such failure occurred and for not more than five weeks of continuous unemployment which immediately follows such week as determined by the Commission according to the circumstances in each case.

Benefits, Disqualification for failure to apply for or return to employment.

Section 15. That Chapter 4, Subsection 5(c) (1), Extra-ordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be amended to read as follows: Amendment.

Benefits, Dis-qualification for, failure to apply for or return to employment.—suitable work defined.

Subsection 5(c)(1). (1) In determining whether or not any work is suitable for an individual, and in determining the existence of good cause for voluntarily leaving his work under subsection (a) of this section, the Commission shall consider among other factors, the degree of risk involved to his health, safety and morals, his physical fitness and prior training, his experience and prior earnings, his length of unemployment and prospects for securing local work in his customary occupation, and the distance of available work from his residence.

Amendment.

Section 16. That Chapter 4, Section 5(d), Extraordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be amended to read as follows:

Benefits, Dis-qualification for, failure to apply for or return to employment.—unsuitable work.

Section 5(d). (d) For any week with respect to which the Commission finds that his total or partial unemployment is due to a labor dispute at the factory, establishment or other premises at which he is or was last employed; and provided further that this subsection shall not apply if it is shown to the satisfaction of the Commission that:

Amendment.

Section 17. That Chapter 4, Section 5, Extraordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be amended by adding a new Section 5(f), as follows:

Benefits, Dis-qualification for, receiving other Federal benefits.

Section 5(f). For any week with respect to which he is receiving or has received remuneration in the form of primary insurance benefit under Title II of the Social Security Act as amended, or similar old age benefits under any Act of Congress: Provided that if such remuneration

eration is less than the benefits which would otherwise be due under this Act, he shall be entitled to receive for such week, if otherwise eligible, benefits reduced by the amount of such remuneration.

Section 18. That Chapter 4, Subsection 7(a) (1), Extraordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be amended to read as follows:

Amendment.

Section 7(a) (1). Contributions shall accrue and become payable by each employer for each calendar year in which he is subject to this Act; with respect to wages payable for employment occurring during such calendar year. Such contributions shall become due and be paid by each employer to the Commission for the fund in accordance with such regulation as the Commission may prescribe, and shall not be deducted, in whole or in part, from the wages of individuals in such employer's employ.

Contributions,  
In General,  
accrued and  
payable when.

Section 19. That Chapter 4, Subsection 7(b) (2), Extraordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be amended to read as follows:

Amendment.

Subsection 7(b) (2). with respect to employment after December 31, 1937, 2.7 per centum.

Contributions,  
In General, rate,  
percentage of  
wages.

Section 20. That Chapter 4, Sections 7(c), 7(c) (1), 7(c) (2), Extraordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be amended by striking out the present sections and inserting in lieu thereof the following:

Amendment.

Section 7(c). "Study of Experience Rating".  
The Commission shall investigate and study the

Contributions,  
In General,  
Future rates,  
basis.

operation of this Act and the actual experience hereunder in the light of pertinent economic factors with a view to determining the advisability of establishing a rating system which would equitably rate the unemployment risk and fix the contribution to the fund of each employer and would encourage stabilization of employment.

Amendment.

Section 21. That Chapter 4, Subsection 8(c) (2), Extraordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be amended to read as follows:

Period, Election,  
and Termination  
of Employers'  
Coverage,  
Employment  
unit giving  
service not  
under act, etc.

. Subsection 8(c) (2). Any employing unit for which services that do not constitute employment as defined in this Act are performed, may file with the Commission a written election that all such services performed by individuals in its employ in one or more distinct establishments or places of business shall be deemed to constitute employment by an employer for all purposes of this Act for not less than two calendar years. Upon the written approval of such election by the Commission, such services shall be deemed to constitute employment subject to this Act from and after the date stated in such approval. Such services shall cease to be deemed employment subject hereto as of January 1 of any calendar year subsequent to such two calendar years, only if during January of such year such employing unit has filed with the Commission a written notice to that effect.

Amendment.

Section 22. That Chapter 4, Subsection 9(b) (3), Extraordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be amended to read as follows:

Subsection 9(b) (3). A benefit account.

All moneys payable to the fund, upon receipt thereof by the Commission, shall be forwarded to the Treasurer who shall immediately deposit them in the clearing account. Refunds payable pursuant to Section 14 and 2(i) (6) (E) of this Act may be paid from the clearing account upon warrants issued by the Treasurer under the direction of the Commission. After clearance thereof, all other moneys in the clearing account shall be immediately deposited with the Secretary of the Treasury of the United States of America to the credit of the account of this Territory in the unemployment trust fund, established and maintained pursuant to Section 904 of the Social Security Act, as amended, any provision of law in this Territory relating to the deposit, administration, release, or disbursement of moneys in the possession or custody of this Territory to the contrary notwithstanding. The benefit account shall consist of all moneys requisitioned from this Territory's account in the unemployment trust fund. Except as herein otherwise provided, moneys in the clearing and benefit accounts may be deposited by the Treasurer, under the direction of the Commission, in any bank or public depository in which general funds of the Territory may be deposited, but no public deposit insurance charge or premium shall be paid out of the fund. Moneys in the clearing and benefit accounts shall not be commingled with other Territorial funds, but shall be maintained in separate accounts on the books of the depository bank. Such money shall be secured by the depository law of this Territory; and collateral pledged for this purpose shall be kept separate and distinct from any collateral pledged to secure other funds of the Territory.

Funds, Benefit  
Account, Clear-  
ing Account.

The Treasurer shall be liable on his official bond for the faithful performance of his duties in connection with the fund. All sums recovered for losses sustained by the fund shall be deposited therein.

Repeal.

Section 23. That Chapter 4, Section 9(e), Extraordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be and the same is hereby repealed.

Unemployment Trust Fund provisos.

Section 24. That paragraph (a) of Section 10(a) (2) be amended by adding thereto the following:

Amendment.—  
Unemployment Compensation Commission, appointment of new member by Governor and Legislature.

“Upon the expiration of the term of a member the Governor shall submit the name of his successor for confirmation by the Legislature then in session; if the Governor fail to submit such name the incumbent shall continue to hold office and shall continue to perform the duties thereof until his successor shall have been appointed and his appointment confirmed by the Legislature as in this Section provided, and no recess or interim appointment shall be made in such case.”

Repeal—  
Unemployment Compensation Commission, two coordinate divisions.

Section 25. That Chapter 4, Subsection 10(c), Extraordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be and the same is hereby repealed, and Section 10(d) be numbered Section 10(c).

Amendment.

Section 26. That Chapter 4, Section 11(a), Extraordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be amended to read as follows:

Administration, Duties and Powers of Commission.

Section 11(a). “Duties and Powers of Commission.” It shall be the duty of the Com-

mission to Administer this Act; and it shall have power and authority to adopt, amend, or rescind such rules and regulations to employ such persons, make such expenditures, require such reports, make such investigations, and take such other action as it deems necessary or suitable to that end. Such rules and regulations shall be effective upon publication in the manner not inconsistent with the provisions of this Act, which the Commission shall prescribe. The Commission shall determine its own organization and methods of procedure in accordance with the provisions of this Act, and shall have an official seal which shall be judicially noticed. Not later than the thirty-first day of January of each year, the Commission shall submit to the Governor a report covering the administration and operation of this Act during the preceding twelve months and shall make such recommendations for amendments to this Act as the Commission deems proper. Such report shall include a balance sheet of the moneys in the fund in which there shall be provided, if possible, a reserve against the liability in future years to pay benefits in excess of the then current contributions, which reserve shall be set up by the Commission in accordance with the accepted actuarial principles on the basis of statistics of employment business activity, and other relevant factors for the longest possible period.

Section 27. That Chapter 4, Section 11(d), Extra-ordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be amended to read as follows:

Section 11(d). "Personnel." Subject to other provisions of this Act, the Commission is authorized to appoint, fix the compensation, and

Administration, Personnel, merit system, must meet Security Act standards.

prescribe the duties and powers of such officers, accountants, attorneys, experts and other persons as may be necessary in the performance of its duties. The Commission may delegate to any such person so appointed such power and authority as it deems reasonable and proper for the effective administration of this Act, and may in its discretion bond any person handling moneys or signing checks hereunder. The Commission is authorized and directed to provide for a merit system covering all persons employed in the administration of this Act and shall have authority, by regulation, to provide for all matters which are appropriate to the establishment and maintenance of such system on the basis of efficiency and fitness. The Commission is authorized to adopt such regulations as may be necessary to meet personnel standards promulgated by the Social Security Act, as amended, and the Act of Congress entitled "An Act to provide for the establishment of a national employment system and for cooperation with the States in the promotion of such system, and for other purposes," approved June 6, 1933, as amended, and to provide for the maintenance of the merit system required under this section in conjunction with any merit system applicable to any other State agency or agencies which meets the personnel standards promulgated by the Social Security Board.

Amendment.

Section 28. That Chapter 4, Section 11(e), Extraordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be amended to read as follows:

Administration,  
Advisory  
Council.

Section 11(e). "Advisory Councils." The Commission shall appoint a Territorial advisory council composed in each case of men and women

including an equal number of employer representatives who may fairly be regarded as representative because of their vocation, employment, or affiliations, and of such members representing the general public as the Commission may designate. Such councils shall aid the Commission in formulating policies and discussing problems relating to the administration of this Act and in assuring impartiality and freedom from political influence in the solution of such problems. Such advisory councils shall serve without compensation, but shall be reimbursed for any necessary expense.

Section 29. That Chapter 4, Section 11(g), Extra-ordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be amended to read as follows: Amendment.

Section 11(g). "Records and Reports." Each employing unit shall keep true and accurate work records, containing such information as the Commission may prescribe. Such records shall be open to inspection and be subject to being copied by the Commission or its authorized representatives at any reasonable time and as often as may be necessary. The Commission and the chairman of any appeal tribunal may require from any employing unit any sworn or unsworn reports, with respect to persons employed by it, which he or it deems necessary for the effective administration of this Act.

Administration,  
Reports and  
records, con-  
tents, etc.

Section 30. That Chapter 4, Section 11(k), Extra-ordinary Session Laws of Alaska, 1937, as amended by Chapter 1 and 51, Session Laws of Alaska, 1939, be amended by striking out the present section and inserting in lieu thereof the following: Amendment.

Administration,  
Cooperation  
with Federal  
government,  
Assistance to be  
given other U.S.  
agencies, etc.

Section 11(k). "Federal-Territorial Cooperation." In the administration of this Act the Commission shall cooperate to the fullest extent consistent with the provisions of this Act, with the Social Security Board, created by the Act of Congress, entitled the Social Security Act, as amended, and is authorized and directed to take such action, through the adoption of appropriate rules, regulations, administrative methods and standards, as may be necessary to secure to this Territory and its citizens all advantages available under the provisions of such Act, under the provisions of Sections 1602 and 1603 of the Federal Unemployment Tax Act and under the provisions of the Act of Congress entitled "An Act to provide for the establishment of a national employment system and for cooperation with States in the promotion of such system, and for other purposes," approved June 6, 1933, as amended. The Commission shall comply with the regulations of the Social Security Board relating to the receipt or expenditure by this Territory of moneys granted under any of such acts and shall make such reports, in such form and containing such information as the Social Security Board may from time to time require, and shall comply with such provisions as the Social Security Board may from time to time find necessary to assure the correctness and verification of such reports. The Commission may afford reasonable cooperation with every agency of the United States charged with the administration of any unemployment insurance law.

Federal  
Territorial  
Cooperation.

(1) Except as hereinafter otherwise provided, information obtained from any employing unit or individual pursuant to the administration

of this Act, and determinations as to the benefit rights of any individual shall be held confidential and shall not be disclosed or be open to public inspection in any manner revealing the individual's or employing unit's identity. Any claimant (or his legal representative) shall be supplied with information from the records of the division, to the extent necessary for the proper presentation of his claim in any proceeding under this Act with respect thereto. Subject to such restrictions as the Commission may by regulation prescribe, such information may be made available to any agency of this Territory or any State, or Federal agency, charged with the administration of an unemployment compensation law or the maintenance of a system of public employment offices, or the Bureau of Internal Revenue of the United States Department of the Treasury, and information obtained in connection with the administration of the employment service may be made available to persons or agencies for purposes appropriate to the operation of a public employment service. Upon request therefor the Commission shall furnish to any agency of the United States charged with the administration of public works or assistance through public employment, and may furnish to any State agency similarly charged, the name, address, ordinary occupation, and employment status of each recipient of benefits and such recipient's rights to further benefits under this Act. The Commission may request the Comptroller of the Currency of the United States to cause an examination of the correctness of any return or report of any national banking association rendered pursuant to the provisions of this Act, and may in connection with such request transmit any such

Administration;  
Informational  
confidential,  
when used and  
released, and  
to whom.

report or return to the Comptroller of the Currency of the United States as provided in Section 1606 (c) of the Federal Internal Revenue Code.

**Amendment.**

Section 31. That Chapter 4, Section 12, Extraordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be amended by striking out the present section and inserting in lieu thereof the following:

Employment Service; ESLA '37 p. 58, 59, 60 (Sec. 12), rewritten, establishing employment service and accepting Federal acts and financing.—Wagner-Peyser Act.

Section 12. Territorial Employment Service. The Alaska Territorial employment service is hereby established under the Unemployment Compensation Commission. The Commission, in the conduct of such service, shall establish and maintain free public employment offices in such number and in such places as may be necessary for the proper administration of this Act and for the purposes of performing such functions as are within the purview of the Act of Congress entitled "An Act to provide for the establishment of a national employment system and for cooperation with the States in the promotion of such system, and for other purposes," approved June 6, 1933, (48 Stat. 113; U.S.C., title 29, sec. 49(c)) as amended, hereinafter referred to as the "Wagner-Peyser Act." The provisions of the said Act of Congress are hereby accepted by this Territory, and the Unemployment Compensation Commission is hereby designated and constituted the agency of this Territory for the purposes of said Act. All moneys received by this Territory under the said Act of Congress shall be paid into the unemployment compensation administration fund and shall be expended solely for the maintenance of the Territorial system of public employment offices.

Section 32. That Chapter 4, Section 13(a) and 13(b), **Amendment.**  
Extraordinary Session Laws of Alaska, 1937, as amended  
by Chapters 1 and 51, Session Laws of Alaska, 1939, be  
amended by striking out the present section and insert-  
ing in lieu thereof the following:

Section 13. Unemployment Compensation  
Administration Fund.

(a) Special Fund. There is hereby created  
in the Territorial Treasury a special fund to be  
known as the Unemployment Compensation Ad-  
ministration Fund. All moneys which are de-  
posited or paid into this fund shall be con-  
tinuously available to the Commission for  
expenditure in accordance with the provisions  
of this Act, and shall not lapse at any time or be  
transferred to any other fund. All moneys in  
this Fund which are received from the Federal  
government or any agency thereof or which  
are appropriated by this State for the purposes  
described in Section 12 of this Act shall be  
expended solely for the purposes and in the  
amounts found necessary by the Social Security  
Board for the proper and efficient administra-  
tion of this Act. The fund shall consist of all  
moneys appropriated by this Territory, all  
moneys received from the United States of  
America, or any agency thereof, including the  
Social Security Board, and all moneys received  
from any other source for such purpose, and  
shall also include any moneys received from  
any agency of the United States or any other  
State as compensation for services or facilities  
supplied to such agency, any amounts received  
pursuant to any surety bond or insurance policy  
or from other sources for losses sustained by the  
unemployment compensation administration

Unemployment  
Compensation  
Administration  
Fund; all prior  
acts repealed,  
disposition of  
fund, Territorial  
Treasurer's bond  
and his liability  
thereon.

fund or by reason of damage to equipment or supplies purchased from moneys in such fund, and any proceeds realized from the sale or disposition of any such equipment or supplies which may no longer be necessary for the proper administration of this Act. All moneys in this fund shall be deposited, administered, and disbursed, in the same manner and under the same conditions and requirements as is provided by law for other special funds in the Territorial Treasury. The Territorial Treasurer shall be liable on his official bond for the faithful performance of his duties in connection with the unemployment compensation administration fund provided for under this Act. Such liability on the official bond shall be effective immediately upon the enactment of this provision, and such liability shall exist in addition to any liability upon any separate bond existent on the effective date of this provision, or which may be given in the future. All sums recovered on any surety bond for losses sustained by the unemployment compensation administration fund shall be deposited in said fund.

Unemployment  
Compensation  
Administration  
Fund.—Reim-  
bursement of.—  
Wagner-Peyser  
Act monies.—  
Governor, Com-  
mission to re-  
quest replace-  
ments from  
legislature.

(b) Reimbursement of Fund. If any moneys received after June 30, 1941, from the Social Security Board under Title III of the Social Security Act, or any unencumbered balances in the unemployment compensation administration fund as of that date, or any moneys granted after that date to this Territory pursuant to the provisions of the Wagner-Peyser Act, or any moneys made available by this State or its political subdivisions and match by such moneys granted to this Territory pursuant to the provisions of the Wagner-Peyser Act, are found by the Social Security Board, because of any

action or contingency, to have been lost or been expended for purposes other than, or in amounts in excess of, those found necessary by the Social Security Board for the proper administration of this Act, it is the policy of this Territory that such moneys shall be replaced by moneys appropriated for such purpose from the general funds of this Territory to the Unemployment Compensation Administration Fund for expenditure as provided in subsection (a) of this section. Upon receipt of notice of such a finding by the Social Security Board, the Commission shall promptly report the amount required for such replacement to the Governor and the Governor shall at the earliest opportunity, submit to the Legislature a request for the appropriation of such amount. This subsection shall not be construed to relieve this Territory of its obligation with respect to funds received prior to July 1, 1941, pursuant to the provisions of Title III of the Social Security Act.

Section 33. That Chapter 4, Section 18, Extraordinary Session Laws of Alaska, 1937, as amended by Chapters 1 and 51, Session Laws of Alaska, 1939, be amended by adding thereto a subsection (b), as follows: Amendment.

(b). The administration of this Act and of other State and Federal unemployment compensation and public employment service laws will be promoted by cooperation between this Territory and such States and the appropriate Federal agencies in exchanging services, and making available facilities and information. The Commission is therefore authorized to make such investigations, secure and transmit such information, make available such services and facilities and exercise such of the other powers

Reciprocal  
Agreements:  
Commission  
to exchange  
services with  
other State.—  
Federal agencies  
and otherwise  
work with them.

provided herein with respect to the administration of this Act as he deems necessary or appropriate to facilitate the administration of any such unemployment compensation or public employment service law, and in like manner, to accept and utilize information, services and facilities made available to this Territory by the agency charged with the administration of any such other unemployment compensation or public employment service law.

Section 34. An emergency is hereby declared to exist and this Act shall take effect immediately upon its passage and approval.

Approved March 26, 1941.

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## CHAPTER 41.

### AN ACT

[S. B. 271]

To amend Section 1375 of the Compiled Laws of Alaska, 1933.

*Be it enacted by the Legislature of the Territory of Alaska:*

Section 1. That Section 1375, Compiled Laws of Alaska, 1933, is hereby amended to read as follows:

Schools:  
elementary and  
high schools  
defined.

“Section 1375. Elementary and high schools; definition. Elementary schools shall mean schools offering work from kindergarten to eighth grade inclusive. A kindergarten shall not be considered an essential part of