

(H. B. 20)

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

Section 1. Section 5, Chapter 100, SLA 1951, as amended by Chapter 99, SLA 1955, is hereby amended to read as follows:

Sec. 5. Each fisherman qualified under this Act shall, upon his becoming disabled as hereinafter specified, be entitled to receive benefits as follows: Immediately after he sustains any injury or disability arising out of any accident directly connected with his operations as a commercial fisherman, either ashore in Alaska or in the territorial waters of Alaska, or suffers a disease which is occupational with respect to his work as a fisherman, such fisherman shall be entitled to emergency treatment, transportation to the nearest place where approved medical facilities are available, medical care and hospitalization.

For the purposes of this Act, the following diseases are considered to be occupational with respect to fishermen: hernia; varicose veins of the legs; the respiratory diseases, bronchitis,

pleurisy and pneumonia caused by or aggravated by the fishing endeavor, but excluding the common cold and influenza; rheumatism, arthritis and those musculoskeletal diseases (such as bursitis, traumatic sciatica, and tenosynovitis) directly caused by or aggravated by the fishing endeavor. Diseases not common to both sexes, venereal disease, and any condition arising out of an attempt to injure himself or another are excluded from coverage under this Act; Provided, however, that nothing herein shall be construed as prohibiting the Board from paying the costs, within the maximum limitations, of emergency treatment, transportation, medical care and hospitalization, necessitated by cardio-vascular diseases, when it is determined by the Board that such diseases are attributable, directly or indirectly, to the fishing endeavor.

He shall also be entitled to such assistance after discharge from the hospital during period of convalescence as the Board may allow in consideration of the condition of the Fund.

Approved March 18, 1957

CHAPTER 60**AN ACT**

Relating to the regulation of official travel of officials and employees of the Territory of Alaska, including such travel both within and without the Territory; amending Section 9-1-15, ACLA 1949, as amended; repealing Section 11-4-1, ACLA 1949, as amended; repealing Section 11-4-3, ACLA 1949, as amended; repealing Section 37-2-27, ACLA 1949; and declaring an emergency.

(H. B. 31)

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

Section 1. **Short Title.** This Act may be cited as the "Travel Regulation Act of 1957".

Sec. 2. **Purpose.** The purpose of this Act is to provide for the uniform regulation of the official travel of Territorial officials and employees, both within and without the Territory.

Sec. 3. **Definitions.** For the purposes of this Act, the following words and phrases shall have the meanings prescribed in this section:

(1) "Territorial Agencies", "Agencies", "Departments" or like terms, mean all departments, offices, institutions, boards, commissions, bureaus, divisions, or other administrative units forming the Territorial Government of Alaska.

(2) "Officials", "Territorial Officials" or like terms mean the appointive or elective administrative heads of Territorial agencies defined in subsection (1) of this Section.

(3) "Employees", "Territorial Employees" and like terms, mean all persons in the employ of the Territorial agencies defined in subsection (1) of this section.

(4) "Official Travel" or like terms, means travel within or without the Territory on the official business of the Territory; for which payment or reimbursement is expected or authorized from moneys in the Territorial Treasury.

(5) The term "Traveler" means the Territorial official or employee engaged in official travel for the Territory of Alaska.

(6) The term "Subsistence" means

lodging, meals, and other necessary expenses incidental to the personal sustenance or comfort of the traveler.

(7) The term "Per Diem Allowance" means a daily flat rate of payment in lieu of actual expenses.

Sec. 4. **Per Diem Allowance.** Officials and employees of the Territorial agencies, while traveling on official business and away from their designated posts of duty, shall be allowed, in lieu of their actual expenses for subsistence and all fees or tips, a per diem allowance to be prescribed by the agency concerned, not to exceed the rate of \$15.00 for travel within or without the Territory of Alaska.

Sec. 5. **Allowable Expenses.** Except as otherwise permitted by this Act, only actual and necessary traveling expenses shall be allowed to any official or employee of the Territory of Alaska.

Sec. 6. **Mileage Allowance.** Officials and employees of the Territorial agencies shall, under regulations prescribed by the Director of Finance, and whenever such mode of transportation is authorized or approved as more advantageous to the Territory, be paid in lieu of actual expenses of transportation not to exceed 12 cents per mile for the use of privately-owned automobiles or airplanes, when engaged in official travel within or without their designated posts of duty or places of service. In addition to the mileage allowances provided for in this section, there may be allowed reimbursement for the actual cost of ferry fares, and bridge, road and tunnel tolls. Where two or more officials or employees are traveling in the

same direction, and it is possible to share a privately-owned automobile or airplane, the mileage permitted shall be allowed only once.

Sec. 7. Out-of-Territory Travel. No Territorial official or employee shall receive payment for per diem or transportation costs for official travel outside the Territory unless such travel is clearly necessary for the benefit of the Territory, its people or resident industries. All official travel by officials and employees outside the Territory shall be limited to the shortest first-class route or its cost equivalent, and to the least number of days necessary to transact the business involved and secure return passage. It shall be the duty of every official and employee, unless otherwise authorized by law to travel outside the Territory, to obtain prior approval for such travel from the Chairman of his supervising board or commission, provided that the Board or Commission may delegate a power of approval for travel of employees other than the official, to the official; or from the Director of Finance if the official or employee is not under the supervision of a board or commission. If travel actually performed deviates materially from that authorized, it shall be incumbent upon each such official or employee to obtain approval of his transportation and per diem vouchers from his approving board or commission before submitting same to the Director of Finance for payment, and only such portion of the money vouchered for as meets with such approval may be paid.

Sec. 8. Advances and Recovery. The agencies may advance, through the proper disbursing methods, to any person entitled to per diem or mileage allowances under this

Act, such sums as may be deemed advisable considering the character and probable duration of the travel to be performed. Any sums so advanced and not used for allowable travel expense shall be recoverable by set-off against salary due, or otherwise, from the person to whom advanced, or his estate, by deduction from any amount due from the Territory, or by such other legal methods of recovery as may be necessary.

Sec. 9. Regulations. The fixing and payment under this Act of travel and per diem allowances and of advances and recovery thereof, and reimbursement of travel expenses shall be in accordance with regulations which shall be promulgated by the Director of Finance, and shall be uniform for all officials and employees, and all agencies and departments as defined herein. Such regulations shall also govern the use of public transportation facilities by officials and employees.

Sec. 10. Travel Allowances of Governor, Legislators, Board and Commission Members Unaffected. This Act shall not be construed to modify or repeal any Act providing for the travel expenses of the Governor of the Territory of Alaska or members of the Legislature of the Territory of Alaska, or members of the various boards or commissions of the Territorial government.

Sec. 11. Modification of Existing Law. Section 9-1-15, ACLA 1949, as amended by Chapter 3, SLA 1951, is hereby amended to read as follows:

Sec. 9-1-15. Assistant Attorneys General; Appointment, Qualifications, Duties and Powers; Salary: Services Available to department heads; Travel. The Attorney

General shall have the power, whenever in his judgment the interests of the Territory demand it, to select and appoint one or more attorneys who shall be residents of the Territory and admitted to practice law therein, to act and serve, either on a full-time or part-time basis, as assistant or associate counsel as the case may be and while so acting and serving they shall be known, and recognized as Assistant Attorneys General with such powers, duties, and privileges as may descend to them as such together with any other powers, duties and privileges that may be specially delegated to them by the Attorney General. When appointment be made of Assistant Attorney General on a salary basis, salary shall not exceed to any one person per annum the sum of nine thousand dollars. Expense of employment of assistant or associate counsel by the Attorney General shall be paid out of the appropriation for his office, provided however, that the Attorney General may, with the approval of the department head concerned, assign an Assistant Attorney General to be stationed in the office of another department on a part-time basis, in which case that portion of his salary for the time so assigned shall be paid out of the appropriation of the department which said Assistant Attorney General is serving on a permanent part-time basis; and provided further, that

in all actions wherein moneys are recovered to the benefit of the Territory the same shall be paid into the General Fund unless otherwise provided by law. With the permission of the Attorney General, the services of an Assistant Attorney General for the purpose of investigation and/or enforcement in the matter of violation of territorial statutes shall be available to the heads of the departments of the Territorial Government, but this provision shall not limit the Attorney General in his powers to initiate investigations and enforcements of violations which may come to his attention. In carrying out the duties of his office, the Attorney General and his assistants may travel within and without the Territory of Alaska under the laws and regulations governing the official travel and the payment of travel expenses of all Territorial officials and employees.

Sec. 12. Repealer. Section 11-4-1, ACLA 1949, as amended by Chapter 4, SLA 1949, Chapter 33, SLA 1951, and Chapter 75, SLA 1953; Section 11-4-3, ACLA 1949, as amended by Chapter 30, SLA 1949; and Section 37-2-27, ACLA 1949, together with all other inconsistent provisions of law, are hereby repealed.

Sec. 13. Emergency. An emergency is hereby declared to exist and this Act shall be in full force and effect from and after the date of its passage and approval.

Approved March 18, 1957