

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

Section 1. The sum of \$10,000 is transferred to the line item appropriation for magistrate courts made to the state judiciary from the line item appropriation for the superior court for the fiscal year ending June 30, 1962.

Sec. 2. The sum of \$3,500 is transferred to the line item appropriation for the Judicial Council made to the state judiciary from the line item appropriation for the superior court for the fiscal year ending June 30, 1962.

Sec. 3. This Act takes effect on the day after its passage and approval or on the day it becomes law without such approval.

Approved February 27, 1962

---

## CHAPTER 11

### AN ACT

**Appropriating to Katherine Otcheck for a claim arising under the Tort Claims Act, Ch. 170, SLA 1957; and providing for an effective date.**

(H.B. 307)

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

Section 1. The sum of \$600 is appropriated from the general fund to pay Katherine Otcheck for a claim arising under the Tort Claims Act for injury received in a state-operated school.

Sec. 2. The amount appropriated by this Act shall be paid on a voucher certified by the governor.

Sec. 3. This Act takes effect on the day after its passage and approval or on the day it becomes law without such approval.

Approved February 27, 1962

---

## CHAPTER 12

### AN ACT

**Designating the Sitka Spruce as the official tree of the State of Alaska.**

(H.B. 325)

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

Section 1. The Sitka spruce (*Picea sitchensis*), which is recognized as the

most valuable tree species in Alaska and which is found in both national forests of the state, is designated the official tree of the State of Alaska.

Approved February 28, 1962

---

## CHAPTER 13

### AN ACT

**Relating to employment security experience rating, amending Secs. 554, 555, and 560, Art. V (a), as added to the Alaska Employment Security Act (Ch. 5, ESLA 1955, as amended) by Ch. 60, SLA 1960.**

(S.B. 74)

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

Section 1. Sec. 554, Art. V (a), Ch. 5,

ESLA 1955, as added to that Act by Sec. 11, Ch. 60, SLA 1960, is amended to read:

Sec. 554. "Qualifying period" means

the three-year period of twelve consecutive calendar quarters ending on the computation date. Provided that, for any employer who has not been subject to the Act during each of the twelve calendar quarters ending with the computation date, "qualifying period" means the period ending with the computation date and beginning with the first calendar quarter in such twelve-quarter period in which such employer was subject to the Act, but in no event shall an employer's qualifying period be less than the four consecutive calendar quarters ending with the computation date. Employers who have been subject to the Act less than four calendar quarters immediately preceding the computation date, and their employees, shall not be entitled to a rate determination under this Article but shall pay contributions at the standard rates specified in Section 502. An employing unit is subject to the Act beginning with the start of the first quarter in which he pays wages hereunder, and ending with the end of the calendar quarter in which either (1) he files closing contribution and wage reports pursuant to regulations of the Commissioner, or (2) his account is closed by the independent action of the Commissioner.

Sec. 2. Sec. 555, Art. V (a), Ch. 5, ESLA 1955, as added to that Act by Sec. 11, Ch. 60, SLA 1960, is amended to read:

Sec. 555. **Eligible Employer.** An employer and his employees shall be eligible for a rate determination in accordance with the provisions of this Article and the Commissioner's regulations if the employer has been subject to the Act throughout not less than the four consecutive calendar quarters ending with the computation date and remains subject to the Act into the calendar quarter which immediately precedes the effective date of the rate. Notwithstanding any other provisions of this Article, no employer or his employees shall be eligible for a rate determination pursuant to this Article if, with respect to any calendar quarter in or preceding his qualifying period the employer has failed to file any contribution or payroll reports or to pay any contributions required by this Act within 60 days following the computation date or within

10 days after the Commissioner or his representative has mailed the employer written notice of such delinquency and/or failure to file reports, by registered or certified mail to his last known address, whichever is the later date.

Reports made arbitrarily for an employer by the Commissioner pursuant to Section 519 shall not entitle an employer to a rate determination pursuant to this Article but such reports may be used to establish a rate determination in the discretion of the Commissioner.

Each employer who, because of failure to pay contributions or file reports timely, does not qualify for a rate determination under this Article shall pay contributions at the highest rate provided in this Article, and his employees shall pay contributions at the standard rate specified in Section 502.

Sec. 3. Sec. 560, Art. V (a), Ch. 5, ESLA 1955, as added to that Act by Sec. 11, Ch. 60, SLA 1960, is amended to read:

Sec. 560. **Application for Review.** The Commissioner shall notify each employer promptly of his rate of contributions as determined for any calendar year pursuant to this Article. Such determination shall become conclusive upon the employer unless within 15 days after the notice was mailed to his last known address or otherwise delivered to him, the employer files an application for review and redetermination, setting forth his reasons therefor. If the Commissioner grants such review, the employer shall be notified thereof promptly and shall be granted a reasonable opportunity for a fair hearing. The Commissioner shall make a redetermination and shall notify the employer of the redetermination and the reason therefor. If the Commissioner denies a review, he shall notify the employer of the denial and the reasons therefor. A redetermination or a denial of review shall become final, unless within 30 days after the notice was mailed to the last known address of the employer, or otherwise delivered to him, petition for judicial review is filed in accordance with Section 809.