



LAWS OF ALASKA

1968

Source

Chapter No.

SB 374

123

AN ACT

Relating to use of money credited to Alaska under Section 903 of the Social Security Act, as amended; and providing for an effective date.

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

* Section 1. AS 23.20.130(a) is amended by adding new paragraphs to read:

(8) all money credited to Alaska's account in the unemployment trust fund under Section 903 of the Social Security Act, as amended;

(9) all money received for the fund from any other source.

* Sec. 2. AS 23.20.145(a) is amended to read:

(a) In accordance with regulations prescribed by the department, money shall be requisitioned from the state's account in the unemployment trust fund solely for the payment of benefits and refunds except that money credited to the state's account under Section 903 of the Social Security Act, as amended, shall be used exclusively as provided in (f) - (h) of this section.

* Sec. 3. AS 23.20.145 is amended by adding new subsections to read:

(f) Money credited to the account of this state in the unemployment trust fund by the Secretary of the Treasury of the United States under Section 903 of the Social Security Act may not be requisitioned from this state's account or used except for the payment of benefits and for the payment of expenses incurred for the administration of this chapter. Such money may be requisitioned under sec. 145(b) for the payment of benefits. Such money may also be requisitioned and used for the payment of expenses

incurred for the administration of this chapter but only pursuant to a specific appropriation by the legislature and only if the expenses are incurred and the money is requisitioned after the enactment of an appropriation law which

(1) specifies the purpose for which the money is appropriated and the amount appropriated;

(2) limits the period within which the money may be obligated to a period ending not more than two years after the date of the enactment of the appropriation law, and

(3) limits the amount which may be obligated during a fiscal year to an amount which does not exceed the amount by which (A) the aggregate of the amounts credited to the account of this state under Section 903 of the Social Security Act during the same fiscal year and the nine preceding fiscal years, exceeds (B) the aggregate of the amounts obligated for administration and paid out for benefits and charged against the amounts credited to the account of this state during those 10 fiscal years.

(g) Amounts credited to this state's account in the unemployment trust fund under Section 903 of the Social Security Act which are obligated for administration or paid out for benefits shall be charged against equivalent amounts which were first credited and which are not already so charged; except that no amount obligated for administration during a fiscal year specified in this section may be charged against any amount credited during such a fiscal year earlier than the ninth preceding fiscal year.

(h) Money appropriated under this section for the payment of expenses of administration shall be requisitioned as needed for the payment of obligations incurred under that appropriation and, upon requisition, shall be deposited in the employment security administration fund from which the payments shall be made. Money so deposited shall, until expended, remain a part of the unemployment fund and, if it will not be expended, shall be returned promptly to the account of this state in the unemployment trust fund.

* Sec. 4. AS 23.20.155(b) is amended to read:

(b) All money deposited into this fund shall be continuously available to the department for expenditure in accordance with this chapter, and may not lapse at any time or be transferred to any other fund. All money in this fund, except money received under sec. 145(h) of this chapter, which is received from the federal government or which is appropriated by the state for the purpose described in sec. 100 of this chapter shall be expended solely for the purpose and in the amount found necessary by the Secretary of Labor for administration of this chapter.

* Sec. 5. AS 23.20.155(c) is amended to read:

(c) The fund consists of all money appropriated by this state; all money received from the federal government; all money received from another source for that purpose; money received from an agency of the United States or another state as compensation for services or facilities supplied to such agency; amounts received under a surety bond or insurance policy or from other sources for losses sustained by the employment security administration fund or by reason of damage to equipment or supplies purchased from money in the fund; and proceeds realized from the sale or disposition of equipment or supplies which are no longer necessary for the administration of this chapter. Notwithstanding any provision of this section, all money requisitioned and deposited in this fund under sec. 145 (h) of this chapter shall remain part of the unemployment fund and shall be used only in accordance with the conditions specified in secs. 145(f) - (h) of this chapter.

* Sec. 6. AS 23.20.160 is amended to read:

Sec. 23.20.160. REIMBURSEMENT OF FUND. If money received from the Department of Labor under Title III of the Social Security Act, or money granted to this state under the Wagner-Peyser Act, as amended, or money made available by this state and matched by money granted to this state under the Wagner-Peyser Act, as amended, is found by the Secretary of Labor, because of any action or contingency, to have been lost or expended for a purpose other than or in an amount in excess of that found necessary by the Secretary of Labor for the proper administration of this chapter, it is the policy of the state that the money shall be replaced by money appropriated for the purpose from the general fund of the state to the employment security administration fund for expenditures as provided for in sec. 155 of this chapter. Upon receipt of notice of the finding by the Secretary of Labor, the department shall promptly report the amount required for replacement to the governor and the governor shall at the earliest opportunity submit to the legislature a request for the appropriation of the amount.

* Sec. 7. This Act takes effect on the day after its passage and approval or on the day it becomes law without approval.