CS FOR SENATE BILL NO. 9(HES)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - FIRST SESSION

BY THE SENATE HEALTH, EDUCATION AND SOCIAL SERVICES COMMITTEE

Offered: 3/23/99
Referred: Finance

Sponsor(s): SENATORS WILKEN, Ellis, Taylor, Pete Kelly, Tim Kelly, Phillips, Donley, Mackie

REPRESENTATIVES Brice, Davies, Croft, Smalley, Harris, Masek, Kemplen, Mulder, Rokeberg, Cissna

A BILL

FOR AN ACT ENTITLED

"An Act relating to the calculation of employee contributions and credited service in the public employees' retirement system for noncertificated employees of school districts, regional educational attendance areas, the special education service agency, the Alaska Vocational Technical Center, and the state boarding schools; and providing for an effective date."

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

Section 1. AS 39.35.160 is amended by adding a new subsection to read:

(c) An employee who has made an irrevocable election under AS 39.35.300(c) or 39.35.310(c) to have the employee's years of service as a noncertificated employee of a state boarding school, of a school district or regional educational attendance area, of the special education service agency, or of the Alaska Vocational Technical Center determined by reference to AS 14.25.220 shall pay a contribution surcharge for that service. The amount of the surcharge is the difference between the amount the
employer would have had to contribute under AS 39.35.250 - 39.35.290 for the
employee when treating the employee’s credited service as service earned under
AS 39.35.300(c) or 39.35.310(c) less the amount the employer would have had to
contribute under AS 39.35.250 - 39.35.290 without treating the employee’s credited
service as service earned under AS 39.35.300(c) or 39.35.310(c).

* Sec. 2. AS 39.35.300 is amended by adding a new subsection to read:
  
  (c) A noncertificated employee of the Alaska Vocational Technical Center or
  a state boarding school who first becomes a member of the system on or after the
effective date of this Act may, within 90 days after the employee first joins the system,
make an irrevocable election under this subsection to have the years of service that the
employee earns as a noncertificated employee determined using the table for service
on or after July 1, 1969, that is set out in the definition of "year of service" in
AS 14.25.220. A noncertificated employee of the Alaska Vocational Technical Center
or a state boarding school who is an active member of the system on the effective date
of this Act may, within 180 days after the effective date of this Act, make the
irrevocable election. A member of the system who is an inactive member on the
effective date of this Act and who is later employed as a noncertificated employee of
the Alaska Vocational Technical Center or a state boarding school may, within 90 days
after beginning the subsequent employment, make the irrevocable election. An
election under this subsection shall be made in writing on a form provided by the
administrator. The election applies to the employee’s service earned for the school
year in which the election is accepted by the administrator and applies to all
subsequent employment as a noncertificated employee of a state boarding school, a
school district or regional educational attendance area, the special education service
agency, or the Alaska Vocational Technical Center. An employee who makes an
election under this subsection shall pay the contribution surcharge as set out in
AS 39.35.160(c).

* Sec. 3. AS 39.35.310 is amended by adding a new subsection to read:
  
  (c) A noncertificated employee of a school district, a regional educational
attendance area, or the special education service agency who first becomes a member
of the system on or after the effective date of this Act may, within 90 days after the
employee first joins the system, make an irrevocable election under this subsection to
have the years of service that the employee earns as a noncertificated employee
determined using the table for service on or after July 1, 1969, that is set out in the
definition of "year of service" in AS 14.25.220. A noncertificated employee of a
school district, a regional educational attendance area, or the special education service
agency who is an active member of the system on the effective date of this Act may,
within 180 days after the effective date of this Act, make the irrevocable election. A
member of the system who is an inactive member on the effective date of this Act and
who later is employed as a noncertificated employee of a school district, a regional
educational attendance area, or the special education service agency may, within 90
days after beginning the subsequent employment, make the irrevocable election. An
election under this subsection shall be made in writing on a form provided by the
administrator. The election applies to the employee’s service earned for the school
year in which the election is accepted by the administrator and applies to all
subsequent employment as a noncertificated employee of a state boarding school, a
school district or regional educational attendance area, the special education service
agency, or the Alaska Vocational Technical Center. An employee who makes an
election under this subsection shall pay the contribution surcharge as set out in
AS 39.35.160(c).

* Sec. 4. This Act takes effect July 1, 1999.