



LAWS OF ALASKA

2003

Source
SB 177

Chapter No.

AN ACT

Relating to cost-of-living benefits for retired members in the public employees' retirement system and the teachers' retirement system who are called to active military duty; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1

AN ACT

1 Relating to cost-of-living benefits for retired members in the public employees' retirement
2 system and the teachers' retirement system who are called to active military duty; and
3 providing for an effective date.

4
5 * **Section 1.** AS 14.25.142(c) is amended to read:

6 (c) In this section, "residing in the state" means domiciled and physically
7 present in the State of Alaska. A [BEING ABSENT FROM THE STATE FOR A
8 CONTINUOUS PERIOD OF 90 DAYS OR LESS, OR SIX MONTHS OR LESS
9 WHEN ORDERED BY A PHYSICIAN, DOES NOT CHANGE A] person's status as
10 "residing in the state [.]" **does not change if the person is absent from the state for**
11 **a continuous period of**

12 **(1) 90 days or less;**

13 **(2) six months or less, when ordered by a physician to be absent**
14 **from the state; or**

1 **(3) any length of time while the person is a member of a reserve or**
2 **auxiliary component of the armed forces of the United States, including the**
3 **organized militia of Alaska consisting of the Alaska National Guard, the Alaska**
4 **Naval Militia, and the Alaska State Defense Force, and is called to active duty by**
5 **the appropriate state or federal authority.**

6 * **Sec. 2.** AS 39.35.480(d) is amended to read:

7 (d) For purposes of this section, "residing in the state" means domiciled and
8 physically present in the state. **A [BEING ABSENT FROM THE STATE FOR A**
9 **CONTINUOUS PERIOD OF 90 DAYS OR LESS OR SIX MONTHS OR LESS**
10 **WHEN ORDERED BY A PHYSICIAN DOES NOT CHANGE A] person's status as**
11 **"residing in the state [.]"** **does not change if the person is absent from the state for**
12 **a continuous period of**

13 **(1) 90 days or less;**

14 **(2) six months or less, when ordered by a physician to be absent**
15 **from the state; or**

16 **(3) any length of time while the person is a member of a reserve or**
17 **auxiliary component of the armed forces of the United States, including the**
18 **organized militia of Alaska, consisting of the Alaska National Guard, the Alaska**
19 **Naval Militia, and the Alaska State Defense Force, and is called to active duty by**
20 **the appropriate state or federal authority.**

21 * **Sec. 3.** The uncodified law of the State of Alaska is amended by adding a new section to
22 read:

23 RETROACTIVITY. Sections 1 and 2 of this Act are retroactive to January 1, 2003.

24 * **Sec. 4.** This Act takes effect immediately under AS 01.10.070(c).