

HOUSE BILL NO. 379

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - SECOND SESSION

BY REPRESENTATIVE SMALLEY

Introduced: 2/16/00

Referred: State Affairs, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to credited service under the public employees' retirement system
2 for peace officers and fire fighters on leave without pay or receiving workers'
3 compensation benefits because of certain on-the-job injuries."

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

5 * **Section 1.** AS 39.35.160(a) is amended to read:

6 (a) **Except as provided in (d) of this section, beginning** [BEGINNING]
7 January 1, 1987, each peace officer or fire fighter shall contribute to the system an
8 amount equal to seven and one-half percent of the peace officer's or fire fighter's
9 compensation. Beginning January 1, 1987, each other employee shall contribute to the
10 system an amount equal to six and three-quarters percent of the employee's
11 compensation. The contributions shall be deducted by the employer at the end of each
12 payroll period. The contributions shall be deducted from employee compensation
13 before computation of applicable federal taxes, and the contributions shall be treated
14 as employer contributions under 26 U.S.C. 414(h)(2).

1 * **Sec. 2.** AS 39.35.160 is amended by adding a new subsection to read:

2 (d) The employer of a peace officer or fire fighter who is physically injured
3 while on the job and who, as a result of the physical injury, is placed on leave-
4 without-pay status or is receiving benefits under AS 23.30, shall pay the member's
5 contributions under this section while the member is, as a result of the on-the-job
6 injury, on leave-without-pay status or receiving the benefits under AS 23.30.

7 * **Sec. 3.** AS 39.35.330 is amended by adding a new subsection to read:

8 (d) A peace officer or fire fighter who is physically injured while on the job
9 and who, as a result of the physical injury, is placed on leave-without-pay status,
10 whether or not the employee receives workers' compensation benefits under AS 23.30
11 for the injury, is entitled to accrue credited service while the employee, because of the
12 injury, is on leave-without-pay status. Entitlement to credited service under this
13 subsection ends when the employee is eligible to receive benefits under
14 AS 39.35.370(a) or 39.35.410(a).

15 * **Sec. 4.** The uncodified law of the State of Alaska is amended by adding a new section
16 to read:

17 **APPLICABILITY.** This Act entitles a peace officer or fire fighter who is an employee
18 under AS 39.35 to receive credited service for days on leave without pay or days when the
19 peace officer or fire fighter was receiving workers' compensation benefits under AS 23.30 that
20 occur on or after the effective date of this Act.