

HOUSE CS FOR CS FOR SENATE BILL NO. 180(STA)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SECOND LEGISLATURE - SECOND SESSION

BY THE HOUSE STATE AFFAIRS COMMITTEE

Offered: 4/16/02
Referred: Finance

Sponsor(s): SENATE FINANCE COMMITTEE

A BILL

FOR AN ACT ENTITLED

1 **"An Act implementing pay differentials based on geographic areas for certain state**
2 **employees and for members of the Alaska State Defense Force; relating to cost-of-living**
3 **differentials for state aid to municipalities."**

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

5 * **Section 1.** AS 26.05.260(i) is amended to read:

6 (i) When active state service is authorized by the governor or by the adjutant
7 general as the governor's designee, members of the Alaska State Defense Force are
8 entitled to receive, for each day of active service under AS 26.05.070, pay and
9 allowances as provided in this subsection. Pay is equal to that provided under
10 AS 39.27.011 - 39.27.021 [AS 39.27.011 - 39.27.020] for equivalent assignments of
11 state officials or employees, including adjustments under AS 39.27.025, if applicable.
12 Allowances shall be paid to the same extent, in the same manner, and under the same
13 conditions as provided for state officials and employees under AS 39.20.110 -
14 39.20.170. However, pay or allowances are not authorized for training or community

1 service activities of members of the Alaska State Defense Force.

2 * **Sec. 2.** AS 29.60.160(a) is amended to read:

3 (a) Payments to a municipality or other eligible recipient under AS 29.60.110
4 - 29.60.130 shall reflect area cost-of-living differentials. Payments shall be based on
5 the sum of per capita, per mile, and per bed or facility grants due each municipality or
6 other recipient multiplied by the appropriate area cost-of-living differential. The area
7 cost-of-living differential for each recipient shall be determined annually by election
8 district under the provisions of **AS 39.27.020 and 39.27.030** [AS 39.27.030].
9 Application of the area cost-of-living differential may not result in distribution of an
10 amount less than the amount of the payment determined without reference to
11 application of this section.

12 * **Sec. 3.** AS 29.60.290(b) is amended to read:

13 (b) The area cost-of-living differential payable to each municipality under this
14 section shall be determined annually by election district under the provisions of
15 **AS 39.27.020 and 39.27.030** [AS 39.27.030]. Except as provided in AS 29.60.300,
16 application of the area cost-of-living differential may not result in a payment that is
17 less than the minimum payment determined under (a) of this section. For purposes of
18 this subsection, the election districts used are those designated by the proclamation of
19 reapportionment and redistricting of December 7, 1961, and retained for the house of
20 representatives by proclamation of the governor September 3, 1965.

21 * **Sec. 4.** AS 39.27.020 is amended by adding a new subsection to read:

22 (d) The pay step differentials in this section apply to a person who has been
23 employed by the state before July 1, 2002, and remains continuously employed by the
24 state in the same geographic differential location. A person who begins state
25 employment for the first time or who previously had been employed by the state
26 before July 1, 2002, is subject to AS 39.27.021 whenever that person is employed by
27 the state.

28 * **Sec. 5.** AS 39.27 is amended by adding a new section to read:

29 **Sec. 39.27.021. Pay differentials by election district and in other states**
30 **and countries.** (a) The following pay differentials apply only to state employees
31 beginning state employment for the first time on or after July 1, 2002, and are

1 approved as an amendment to the basic salary schedules provided in AS 39.27.011:

2	Percentage Pay	Geographic Areas
3	Differential	(Election Districts)
4	0	1, 2, 3, 4, 7, 8, 9, and 10
5	4	16a (Fairbanks South of the Arctic Circle
6		except the duty stations of Tok and
7		Delta Junction)
8	5	5
9	9	11
10	11	6
11	16	16b (the duty stations of Tok and Delta
12		Junction)
13	20	15b (the duty station of Nenana)
14	27	12 and 13
15	30	15a (Yukon-Kuskokwim except the duty
16		station of Nenana) and 19
17	34	18
18	38	14
19	42	16c (Fort Yukon - North of the Arctic
20		Circle) and 17.

21 (b) The basic salary schedule set out in AS 39.27.011 is amended for positions
22 in other states to provide that those positions shall be compensated using a pay step
23 differential of minus six pay steps.

24 (c) The director of the division of personnel shall establish salary differentials
25 for positions in foreign countries. The differentials shall be adjusted annually,
26 effective July 1, to maintain equitable relationships between salaries for positions in
27 foreign countries and salaries for positions in Alaska.

28 * **Sec. 6.** AS 39.27.030 is amended to read:

29 **Sec. 39.27.030. Cost-of-living survey.** Subject to an appropriation for this
30 purpose, the director shall conduct a survey, at least every five years, to review the pay
31 differentials established in AS 39.27.020 and 39.27.021. The survey may address

1 factors, as determined by the director, that are also relevant in review of state salary
 2 schedules, entitlement for beneficiaries of state programs, and payments for state
 3 service providers. The survey must reflect the costs of living in various election
 4 districts of the state, and Seattle, Washington, by using the cost of living in Anchorage
 5 as a base. [IN THIS SECTION, "ELECTION DISTRICT" HAS THE MEANING
 6 GIVEN IN AS 39.27.020(b).]

7 * **Sec. 7.** AS 39.27.045 is amended to read:

8 **Sec. 39.27.045. Definitions [DEFINITION].** In AS 39.27.020 - 39.27.030,

9 **(1) "director" means the director of the division of personnel;**

10 **(2) "election district" means an election district designated in the**
 11 **governor's proclamation of reapportionment and redistricting of December 7,**
 12 **1961.**

13 * **Sec. 8.** AS 39.35.675(d) is amended to read:

14 (d) In this section, "cost-of-living differential" means an adjustment to salary
 15 based on the cost of living in the geographic region where the employee works and
 16 includes a pay step differential under AS 39.27.020 **or a pay differential under**
 17 **AS 39.27.021.**

18 * **Sec. 9.** AS 44.31.020 is amended to read:

19 **Sec. 44.31.020. Duties of department.** The Department of Labor and
 20 Workforce Development shall

21 (1) enforce the laws, and adopt regulations under them concerning
 22 employer-employee relationships, including the safety, hours of work, wages, and
 23 conditions of workers, including children;

24 (2) accumulate, analyze, and report labor statistics;

25 (3) operate systems of workers' compensation and unemployment
 26 insurance;

27 (4) gather data reflecting the cost of living in the various election
 28 districts of the state upon request of the director of personnel under AS 39.27.030; in
 29 this paragraph, "election district" has the meaning given in **AS 39.27.045**
 30 [AS 39.27.020(b)];

31 (5) operate the federally funded employment and training programs

1 under 29 U.S.C. 1501 - 1792b (Job Training Partnership Act); and
2 (6) administer the state's program of adult basic education.