

(LIMITED RUN FOR ALL ADDITIONAL SPONSORSHIPS)

SENATE BILL NO. 177

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-THIRD LEGISLATURE - FIRST SESSION

BY SENATORS BEN STEVENS, Taylor, Green, Wilken, Bunde, Cowdery, Dyson, Gary Stevens, Wagoner, Seekins, Elton, Therriault, Olson

REPRESENTATIVES Rokeberg, Gara, Dahlstrom, Lynn

Introduced: 4/7/03

Referred: State Affairs, Finance

A BILL

FOR AN ACT ENTITLED

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

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

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).