

HOUSE BILL NO. 38

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-FOURTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE SADDLER

Introduced: 1/22/25

Referred: Labor and Commerce, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to eligibility of employers in the teachers' retirement system to
2 participate in a supplemental employee benefits program; and providing for an effective
3 date."

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

5 * **Section 1.** AS 39.30.170(a) is amended to read:

6 (a) An employer in the teachers' retirement system (AS 14.25) that does
7 not participate in the federal social security system may become a participating
8 employer in the employee benefits program under AS 39.30.150 - 39.30.180 [, IF

9 (1) THE EMPLOYER PARTICIPATES AS AN EMPLOYER IN
10 THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM UNDER AS 39.35; AND

11 (2) THE EMPLOYER

12 (A) IS ELIGIBLE FOR MEMBERSHIP IN BUT HAS
13 NEVER ELECTED TO BECOME A MEMBER OF THE FEDERAL
14 SOCIAL SECURITY SYSTEM; OR

1 (B) WITHDRAWS FROM MEMBERSHIP IN THE
2 FEDERAL SOCIAL SECURITY SYSTEM].

3 * **Sec. 2.** AS 39.30.180(3) is amended to read:

4 (3) "participating employer" means

5 [(A) THE STATE OF ALASKA; AND

6 (B)] an employer,

7 [(i) WHO IS AN EMPLOYER] as defined in
8 **AS 14.25.220 or AS 39.35.680, that does not participate** [;

9 (ii) WHO HAS NEVER PARTICIPATED IN OR HAS
10 WITHDRAWN FROM PARTICIPATION] in the federal social
11 security system [; AND

12 (iii) WHOSE PARTICIPATION IN THE
13 SUPPLEMENTAL EMPLOYEE BENEFIT PROGRAM HAS BEEN
14 APPROVED BY THE COMMISSIONER].

15 * **Sec. 3.** This Act takes effect July 1, 2025.