Original sponsor: Hohman, Degnan, Ferguson and Moore

Offered: 5/2/71
Referred: Finance

IN THE HOUSE BY THE STATE AFFAIRS COMMITTEE

CS FOR HOUSE BILL NO. 414

IN THE LEGISLATURE OF THE STATE OF ALASKA

SEVENTH LEGISLATURE - FIRST SESSION

A BILL

For an Act entitled: "An Act relating to retirement and death benefits for certain persons; and providing for an effective date."

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

* Section 1. AS 26.05 is amended by adding new sections to read:

Sec. 26.05.222. CREATION AND ADMINISTRATION OF ALASKA NATIONAL GUARD RETIREMENT PLAN. There is established in the public employees retirement system of Alaska a separate Alaska National Guard retirement plan and account, which shall be administered as a part of and in like manner as the public employees retirement system.

Sec. 26.05.223. COMMENCEMENT OF PARTICIPATION IN PLAN. An active member of the Alaska National Guard shall be included in this plan upon commencement of his active membership in the Alaska National Guard, or on July 1, 1971, whichever is later. Inclusion in the plan is a condition of active membership in the Alaska National Guard.

Sec. 26.05.224. RETIREMENT BENEFITS. (a) An active member of the Alaska National Guard is eligible for retirement pension upon voluntary retirement after 20 years or more of service in the Alaska National Guard, regardless of age, or upon involuntary retirement because of federal standards imposed on National Guard members, regardless of length of service or age.

(b) The retirement pension is $50 a month, payable over the same number of years that the person was a member of the Alaska National Guard.

(c) An eligible member who retires may elect to receive his retirement pension beginning on the first day of the month coinciding with or after retirement, or he may elect to receive his retirement pension at a deferred date beginning on the first day of the month coinciding with or after the date he elects for the retirement pension to begin.

Sec. 26.05.225. EARLIER SERVICE. A member of the Alaska National Guard who is a member on July 1, 1971, is entitled to credit for his service to the state and former territory of Alaska as a member of the National Guard and Territorial Guard before July 1, 1971, in determining eligibility for retirement and death benefit pay under secs. 224 and 226 of this chapter.

Sec. 26.05.226. DEATH BENEFITS. Upon the death of a member who is retired and is receiving a retirement pension under secs. 222 - 227 of this chapter, or who is retired and has elected to receive deferred payments under secs. 222 - 227 of this chapter, or who is not retired but is eligible for a retirement pension under secs. 222 - 227 of this chapter at the time of his death, his beneficiary is entitled to receive a benefit equal to the total of the unpaid retirement pension the member would have received had he lived and collected all of his retirement pension.

Sec. 26.05.227. CONTRIBUTIONS. After the effective date of secs. 222 - 227 of this chapter, the Department of Military Affairs shall contribute to the special Alaska National Guard retirement account the amounts necessary to fund the account as determined by the Public Employees Retirement Board. The amount required for contributions by the Department of Military Affairs for the purposes of this chapter shall be included in its annual appropriations, together with an amount necessary for its pro rata share of the administrative expense of the

retirement program.

Sec. 26.05.228. DEFINITION. As used in secs. 222 - 227 of this chapter, "member" means an active commissioned or warrant officer or enlisted man in the Alaska National Guard.

* Sec. 2. AS 39.35.360 is amended by adding a new subsection to read:

(e) Notwithstanding other provisions of this section an employee who was employed by the state on June 30, 1970 and who, before January 3, 1959, served in the court system in Alaska and was paid by the clerk of the court under sec. 10 of the Act of June 6, 1900, as amended (48 USC 107), from the fund designated "C" is entitled to service credit for this service, in addition to the other service credit to which he may be entitled under this chapter. Retroactive contributions are not required to be made to obtain this service credit.

* Sec. 3. This Act takes effect July 1, 1971.