

Introduced: 1/23/75
Referred: Health, Education
and Social Services and
Finance

IN THE SENATE

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

SENATE BILL NO. 46

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINTH LEGISLATURE - FIRST SESSION

A BILL

For an Act entitled: "An Act relating to the teachers' retirement system;
and providing for an effective date."

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

* Section 1. AS 14.25.110(a) is amended to read:

(a) A teacher is eligible for normal retirement if he has completed either (1) at least 15 years of creditable service, the last five of which have been membership service, and has attained the age of 55 [60] years, or (2) at least eight years of membership service and has attained the age of 55 [60] years, or (3) at least 20 [25] years of creditable service, the last five of which have been membership service.

* Sec. 2. AS 14.25.110(b) is amended to read:

(b) A teacher is eligible for early retirement if he has completed either of the service requirements in (a)(1) or (a)(2) of this section and has attained the age of 50 [55] years.

* Sec. 3. AS 14.25.110(d) is amended to read:

(d) A retired teacher who has been receiving a disability retirement salary is eligible for a service retirement salary upon attaining 55 [60] years of age.

* Sec. 4. AS 14.25.120(c)(4) is amended to read:

(4) If the teacher is not eligible for normal retirement, but is eligible for early retirement, as defined in sec. 110(a) and (b) of this chapter, on the date when application for retirements salary is filed, his annual retirement salary is the amount that would be due and owing to the teacher if he were at least 55 [60], reduced by the amount derived

1 from the following computations: multiply one-half of one per cent times
2 the number of months, to the nearest month, by which the applicant's
3 attained age on the date of filing application falls short of 55 [60]
4 years, times the amount of annual retirement salary that would be due and
5 owing the teacher if he were at least 55 [60] years of age.

6 * Sec. 5. AS 14.25.120(c)(8) is amended to read:

7 (8) During a period of re-employment following retirement, de-
8 ductions from salary may be made at the option of the teacher for
9 contributions to the retirement fund as provided in sec. 50 of this
10 chapter. If deductions are made, the annual amount of retirement salary
11 shall be increased when the teacher again retires from active member-
12 ship service, by adding to the annual amount previously payable, an
13 amount equal to two per cent of the teacher's base salary for the period
14 of re-employment. However, if the teacher has not attained the age of
15 55 [60] on the date when payment of retirement salary is resumed, the
16 additional amount provided for in this paragraph shall be reduced by the
17 amount derived from the following computations: multiply one-half of
18 one per cent times the number of months, to the nearest month, by which
19 the teacher's attained age on the date of subsequent retirement falls
20 short of 55 [60] years, times the additional amount provided in this
21 paragraph.

22 * Sec. 6. AS 14.25.120(d) is amended to read:

23 (d) A teacher who was receiving a service retirement salary on
24 July 1, 1955, shall receive an additional \$50 a month for life, payable
25 on the first day of each month, if the teacher was at least 55 [60]
26 years of age on July 1, 1955.

27 * Sec. 7. AS 14.25.130(a) is amended to read:

28 (a) A teacher in membership service who has become permanently
29 disabled, as defined in sec. 220 of this chapter, before age 55 [60] and

1 who has had five or more membership years may be retired by the adminis-
2 trator as of the first day of the month following the permanent dis-
3 ability. The administrator, after a report of medical examination of
4 the teacher and other information the administrator may request
5 has been submitted, shall certify that the teacher is physically or
6 mentally incapacitated for the further performance of duty, and
7 that the incapacity is likely to be permanent and that the teacher
8 should be retired.

9 * Sec. 8. AS 14.25.135(b) is amended to read:

10 (b) Payment of the deferred benefit shall begin on the first day
11 of the month coinciding with or following the teacher's 55th [60TH]
12 birthday or the first day of the month in which his application for
13 deferred benefit is filed with the administrator, whichever is later.
14 The last payment shall be made as of the first day of the month in which
15 the death of the retired teacher occurs.

16 * Sec. 9. AS 14.25.135(d) is amended to read:

17 (d) A teacher is not entitled to a deferred benefit unless an
18 application for it is filed with the administrator not later than his
19 70th birthday. If the application is received after his 55th [60TH]
20 birthday but on or before his 70th birthday, no retroactive payment may
21 be made for the months preceding the month in which the application is
22 received.

23 * Sec. 10. AS 14.25.137(b) is amended to read:

24 (b) Payment of the deferred vested retirement benefit shall begin
25 on the first day of the month coinciding with or next following the
26 teacher's 55th [60TH] birthday or the first day of the month in which his
27 application for deferred vested benefit is filed with the administrator,
28 whichever is later. The last payment shall be made as of the first day
29 of the month in which the death of the teacher occurs.

1 *Sec. 11. AS 14.25.137(d) is amended to read:

2 (d) An application for deferred vested benefit shall not be con-
3 sidered unless application is made not more than six months before the
4 teacher's 55th [60TH] birthday and not later than the teacher's 70th
5 birthday.

6 * Sec. 12. AS 14.25.140(b) is amended to read:

7 (b) The payment made on the first day of the month in which the
8 disabled teacher recovers from his disability, dies or attains age 55
9 [60] constitutes the last payment.

10 * Sec. 13. AS 14.25.164(b) is amended to read:

11 (b) The spouse's pension is payable on the first day of each
12 month, commencing with the first day of the month coinciding with or
13 next following the month in which the spouse attains age 55 [60], unless
14 the spouse is totally and permanently disabled, as defined in sec. 220
15 of this chapter, before age 55 [60]. If the spouse is totally and per-
16 manently disabled from engaging in a regular remunerative occupation or
17 employment, the spouse's pension shall commence on the first of the
18 month coinciding with or next following the teacher's death, or the date
19 of disability, whichever is later. If the spouse ceases to be totally
20 and permanently disabled before age 55 [60], the pension shall be sus-
21 pended until the spouse again become eligible for the pension because of
22 age. The payment on the first day of the month in which the spouse dies
23 or remarries constitutes the last payment.

24 * Sec. 14. AS 14.25.220(23) is amended to read:

25 (23) "normal retirement" means retirement after:

26 (A) completing at least 15 years of creditable service,
27 the last five of which have been membership service, and attaining
28 the age of 55 [60] years; or

29 (B) completing at least eight years of membership service

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29

and attaining the age of 55 [60] years; or

(C) completing at least 20 [25] years of creditable service, the last five of which are membership service;

* Sec. 15. AS 14.25.220(24) is amended to read:

(24) "early retirement" means retirement after attaining the age of 50 [55] years and completing either:

(A) at least 15 years of creditable service, the last five of which have been membership service, or

(B) at least eight years of membership service;

* Sec. 16. This Act takes effect July 1, 1975.

#