

Offered: 2/11/76
Referred: Finance

Original Sponsor: Ray

BY THE STATE AFFAIRS
COMMITTEE

1 IN THE SENATE

2 CS FOR SENATE BILL NO. 480

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the retirement of elected public
7 officers."

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

9 * Section 1. AS 39.37.020 is amended to read:

10 Sec. 39.37.020. RETIREMENT OF ELECTED PUBLIC OFFICERS. An
11 elected public officer is eligible for retirement pay if he has had
12 8 [FIVE] or more years of service at the time of retirement as an
13 elected public officer.

14 * Sec. 2. AS 39.37.030 is amended to read:

15 Sec. 39.37 030. RETIREMENT FOR INCAPACITY. An elected public
16 officer who has served for a period of 8 [FIVE] years, and who be-
17 lieves that he has become so incapacitated as to prevent him from
18 efficiently performing his duties, may file a written application for
19 retirement which contains a sworn statement of his service and of his
20 incapacity. When an application is filed, a board of three persons
21 to inquire into the circumstances shall be appointed by the chief
22 justice of the state supreme court, and the commissioner of administra-
23 tion upon the board's recommendation shall retire the elected public
24 officer. The effective date of the retirement shall be the first day
25 of the month following the recommendation of the board.

26 * Sec. 3. AS 39.37.040(a) is amended to read:

27 (a) An elected public officer may voluntarily retire at any time
28 and shall have a vested right to his accrued retirement pay if he has
29 served 8 [FIVE] years or more. Retirement pay shall not begin until

1 he has reached age 60, except that an actuarially equivalent retire-
2 ment pay may be begun after he has reached age 55 or upon attaining
3 20 years of creditable service. The provisions of sec. 20 of this
4 chapter are an exception to this rule.

5 * Sec. 4. AS 39.37.060 is amended by adding a new subsection to read:

6 (f) Upon the death of an elected public officer who has served at
7 least two years, if the death occurred after passage of this chapter
8 but before its effective date, the surviving spouse is entitled to the
9 benefits provided in this chapter including the benefits which would
10 have accrued under this section had the elected public officer died
11 after the effective date of this chapter. If the elected public officer
12 would have been entitled, before the expiration of the term to which
13 he was elected, to service credit by complying with the provisions of
14 sec. 70 of this chapter, the surviving spouse is entitled to that
15 service credit if any payments required under that section are made be-
16 fore the date on which the term would have expired. If this payment
17 is made, the benefits are in addition to the benefits provided in this
18 section.