

Introduced: 2/25/77  
Referred: Judiciary and  
Finance

1 IN THE HOUSE

BY MALONE

2 CS HOUSE BILL NO. 278 (Finance)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act providing for geographic cost-of-living salary  
7 differentials for judicial officers; and providing for  
8 an effective date."

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

10 \* Section 1. AS 22.05.140 is amended by adding a new subsection to read:

11 (c) In addition to annual salary, the chief justice and each  
12 associate justice shall receive a cost-of-living adjustment equal to 3.5  
13 per cent of his annual salary times the number of step increases pro-  
14 vided under AS 39.27.020 for a state employee working in the same  
15 election district. Any retirement benefits to which the chief justice  
16 or an associate justice may be entitled shall be computed only on the  
17 annual salary.

18 \* Sec. 2. AS 22.10.190 is amended by adding a new subsection to read:

19 (c) In addition to annual salary a superior court judge shall  
20 receive a cost-of-living adjustment equal to 3.5 per cent of the annual  
21 salary times the number of step increases provided under AS 39.27.020  
22 for a state employee working in the same election district. Any re-  
23 tirement benefits to which a superior court judge may be entitled shall  
24 be computed only on the annual salary.

25 \* Sec. 3. AS 22.15.220 is amended by adding a new subsection to read:

26 (d) In addition to annual salary, a district court judge shall  
27 receive a cost-of-living adjustment equal to 3.5 per cent of the annual  
28 salary times the number of step increases provided under AS 39.27.020  
29 for a state employee working in the same election district. Any re-

1 tirement benefits to which a district court judge may be entitled shall  
2 be computed only on the annual salary.

3 \* Sec. 4. AS 22.25 is amended by adding new sections to read:

4 Sec. 22.25.035. CONTRIBUTIONS. Each justice and judge appointed  
5 after the effective date of this Act shall contribute 7.5 per cent of  
6 his annual salary and of any cost-of-living adjustment to the retirement  
7 system. This contribution is made in the form of a deduction from  
8 compensation, and is made notwithstanding that the compensation paid in  
9 cash to the justice or judge is reduced thereby below the minimum pre-  
10 scribed by law. Each justice and judge is considered to consent to the  
11 deduction made from his compensation. Payment of compensation less the  
12 deduction constitutes a full and complete discharge and acquittance of  
13 all claims and demands for the services rendered by him during the  
14 period covered by the payment, except as to the benefits provided for  
15 under secs. 10 - 90 of this chapter. The contributions shall be cre-  
16 dited into the general fund of the state.

17 Sec. 22.25.049. REFUND OF CONTRIBUTIONS. A justice or judge who  
18 vacates his office for any reason and who is not then eligible for  
19 retirement is entitled to receive a refund of the total amount of his  
20 contributions, together with interest credited on the amount. In the  
21 event that a justice or judge who has received a refund of contributions  
22 returns to active service, he shall repay within one year the refunded  
23 contributions with interest at the prevailing prescribed rate to receive  
24 credit for his earlier period of service under sec. 10(f) of this chap-  
25 ter.

26 \* Sec. 5. The purpose of secs. 1 - 3 of this Act is to provide parity  
27 among the salaries of judicial officers throughout the state by taking into  
28 account the higher cost of living in certain communities in which judicial  
29 officers reside. To the extent that there may be fluctuations in the relative

1 cost-of-living among communities in the state, the legislature may reduce or  
2 increase the adjustments provided for in secs. 1 - 3 of this Act. Reduction  
3 of a cost-of-living adjustment shall not be considered a diminishment of  
4 compensation.

5 \* Sec. 6. This Act takes effect July 1, 1977.

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