

1 IN THE SENATE

BY FERGUSON BY REQUEST

2 SENATE BILL NO. 303

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to participation in the public em-
7 ployees' retirement system; and providing for an effec-
8 tive date."

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

10 Section 1. AS 39.35.560 is amended to read:

11 Sec. 39.35.560. REQUEST BY PUBLIC ORGANIZATION AND NONPROFIT COR-
12 PORATION TO PARTICIPATE AND ADOPTION OF RESOLUTION. A public or quasi-
13 public organization or Alaska-chartered nonprofit corporation created
14 wholly or partly by, or deriving its powers from, or funded wholly or
15 partly by, the legislature of the state is eligible [MAY REQUEST] to
16 become a participating employer in this system. The request shall be
17 made after adoption of a resolution by the governing body of the public
18 organization or board of directors of the nonprofit corporation. A cer-
19 tified copy of the resolution shall be filed with the Department of
20 Administration. If the commissioner of administration approves the
21 request for participation, the public organization or Alaska-chartered
22 nonprofit corporation is a participating employer.

23 * Sec. 2. AS 39.35.570 is amended to read:

24 Sec. 39.35.570. SURVEY TO DETERMINE ESTIMATED COST. A political
25 subdivision, [OR] public organization or eligible nonprofit corporation
26 contemplating participation in this system may request a preliminary
27 survey to determine the estimated cost of participation, the benefits
28 derived, and other information which is appropriate. The political
29 subdivision, [OR] public organization or eligible nonprofit corporation

1 requesting the survey shall pay the cost of it.

2 * Sec. 3. AS 39.35.580 is amended to read:

3 Sec. 39.35.580. EFFECTIVE DATE OF PARTICIPATION. The effective
4 date of participation in the system by a political subdivision, [OR]
5 public organization or eligible nonprofit corporation is the first day
6 of any month acceptable to the governing body of the political subdivi-
7 sion or public organization or board of directors of the nonprofit cor-
8 poration and to the commissioner of administration.

9 * Sec. 4. AS 39.35.590 is amended to read:

10 Sec. 39.35.590. DESIGNATION OF ELIGIBLE EMPLOYEES AND AGREEMENT TO
11 CONTRIBUTE. The political subdivision, [OR] public organization or
12 eligible nonprofit corporation shall designate the departments, groups,
13 or other classifications of employees eligible to participate in the
14 system, and shall agree to make contributions each year which are suffi-
15 cient to meet the normal cost attributable to inclusion of its employees
16 and to amortize the past service cost for its employees over a period
17 not exceeding 40 years.

18 * Sec. 5. AS 39.35.600 is amended to read:

19 Sec. 39.35.600. ELIGIBLE EMPLOYEES BOUND TO SYSTEM. The eligible
20 employees of a participating political subdivision, [OR] public organiza-
21 tion or eligible nonprofit corporation are bound by the provisions of
22 this system and are entitled to the benefits provided under it.

23 * Sec. 6. AS 39.35.610 is amended to read:

24 Sec. 39.35.610. TRANSMITTAL OF CONTRIBUTIONS TO COMMISSIONER OF
25 ADMINISTRATION. The contributions of the political subdivision, [OR]
26 public organization or eligible nonprofit corporation and the contribu-
27 tions of its employees shall be transmitted to the commissioner of
28 administration as soon as practicable after the close of the payroll
29 period for which the contributions are made. If an employer is

1 delinquent in transferring the contributions for more than 15 days,
2 interest shall be assessed on the outstanding contributions at one and
3 one-half times the most recent actuarially determined rate of earnings
4 for the retirement system from the date that the contributions were
5 originally due.

6 * Sec. 7. AS 39.35.620(a) is amended to read:

7 (a) If the contributions are not transmitted to the commissioner
8 of administration within the prescribed time limit, the commissioner may
9 grant an extension. If the political subdivision, [OR] public organiza-
10 tion or eligible nonprofit corporation is in default at the end of the
11 extension, participation in the system is terminated, and it shall be
12 sent notice of termination.

13 * Sec. 8. AS 39.35.680(8) is amended to read:

14 (8) "employer" means the state or a political subdivision,
15 [OR] public or quasi-public organization of the state, or an eligible
16 nonprofit corporation which participates in the system;

17 * Sec. 9. This Act takes effect July 1, 1977.
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