

Introduced: 2/20/79
Referred: Health, Education &
Social Services

BY DUNCAN, COTTEN, GARDINER,
MALONE, MEEKINS, MILLER,
PARKER AND ROGERS

1 IN THE HOUSE

2 HOUSE BILL NO. 260

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL.

6 For an Act entitled: "An Act relating to the participation of legislators in
7 state retirement systems; and providing for an effec-
8 tive date."

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

10 * Section 1. AS 14.25.040 is amended by adding new subsections to read:

11 (b) A state legislator who was an active member of this system
12 within the 12 months immediately preceding his election to office may
13 elect to be an active member of this system for as long as he serves
14 continuously as a state legislator if, within 90 days after taking the
15 oath of his office,

16 (1) he directs his employer in writing to make the necessary
17 deductions from his salary and to pay into the system the contributions
18 required by and for a member under this chapter; and

19 (2) notice is given the administrator in writing.

20 (c) A state legislator is not entitled to elect membership under
21 (b) of this section if he has elected to be included in the public
22 employees' retirement system under AS 39.35.125.

23 * Sec. 2. AS 14.25.220(2) is amended to read:

24 (2) "base salary" or "basic salary"

25 (A) means any remuneration accrued under a contract to a
26 teacher for professional services rendered during any school year;
27 for purposes of AS 14.25.050, base salary accrued includes any pay-
28 ments made after June 30 of a school year for services rendered
29 before the end of the school year;

1 (B) has the same meaning as "compensation" under AS 39.-
2 35.680(8) when applied to a state legislator who elects membership
3 under AS 14.25.040(b);

4 * Sec. 3. AS 14.25.220(4) is amended to read:

5 (4) "employer" means a public school district, the Board of
6 Regents of the University of Alaska, [OR] the Department of Education,
7 or the state legislature with respect to a state legislator who elects
8 membership under AS 14.25.040(b);

9 * Sec. 4. AS 14.25.220(5) is amended to read:

10 (5) "membership service" means

11 (A) service as a teacher in a public school within the
12 Territory or State of Alaska, or both, under the supervision and
13 control of the Territorial Board of Education, [OR] the Department
14 of Education, the school board of any city or borough school dis-
15 trict, or the Board of Regents of the University of Alaska; [, OR]

16 (B) any period during which the teacher is on an
17 approved sabbatical leave granted in accordance with AS 14.20.310
18 or is receiving a disability retirement salary; or

19 (C) continuous service as a state legislator when per-
20 formed by a state legislator who elects membership under AS 14.25.-
21 040(b);

22 * Sec. 5. AS 14.25.220(15) is amended to read:

23 (15) "teacher" or "member" means a certified teacher, certi-
24 fied school nurse, principal, supervisor, or superintendent employed on
25 a full-time or a part-time basis in a position having duties which
26 normally require a year of service in the public schools of the state,
27 the commissioner of education, supervisors within the Department of
28 Education, [AND] all full-time resident professional and administrative
29 personnel of the University of Alaska, and a state legislator who elects

1 membership under AS 14.25.040(b); in case of doubt, the administrator
2 shall finally determine whether or not a person is a teacher as defined
3 in this chapter;

4 * Sec. 6. AS 39.35.125(a) is amended to read:

5 (a) An elected official, other than a state legislator who is an
6 active member of the teachers' retirement system, may be included in the
7 system if, within 60 days after taking the oath of his office or within
8 60 days after May 12, 1966

9 (1) he directs his employer in writing to make the necessary
10 deductions from his salary and to pay into the system the contributions
11 required by and for an employee under this chapter and

12 (2) notice is given the commissioner of administration in
13 writing.

14 * Sec. 7. AS 39.35.125(c) is amended to read:

15 (c) An elected official, other than a state legislator who is an
16 active member of the teachers' retirement system, may be included retro-
17 actively in the system if he makes retroactive contributions equal to
18 what he would have made if he had elected to be included when he became
19 eligible under (a) of this section.

20 * Sec. 8. A qualified member of the Eleventh State Legislature is eli-
21 gible to elect membership under AS 14.25.040(b), enacted in sec. 1 of this
22 Act.

23 * Sec. 9. This Act takes effect immediately in accordance with AS 01.10.-
24 070(c).

25
26
27
28
29