

Original sponsors: Duncan, Miller
and Parker

Offered: 2/28/80
Referred: Finance

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

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CS FOR HOUSE BILL NO. 537

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

ELEVENTH LEGISLATURE - SECOND SESSION

5

A BILL

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For an Act entitled: "An Act relating to employee benefits; assigning
7 certain responsibilities concerning the supplemental
8 employee benefit program and the deferred compensation
9 program to the Public Employees Retirement Board;
10 repealing the Legislative Board of Retirement Benefits,
11 and providing for an effective date."

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

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* Section 1. AS 39.30 is amended by adding a new section to read:

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Sec. 39.30.155. DUTIES OF THE PUBLIC EMPLOYEES RETIREMENT BOARD.

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(a) The Public Employees Retirement Board (AS 39.35.030) shall

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(1) hold regular and special meetings it considers necessary
17 to carry out its responsibilities relating to the supplemental employee
18 benefit program; all meetings are open to the public and the board shall
19 keep a full record of all its proceedings;

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(2) adopt, with modifications it considers proper, regula-
21 tions recommended by the administrator for carrying out the supplemental
22 employee benefit program, and regulations providing employees the
23 opportunity to periodically change distribution of contributions among
24 the supplemental benefit options listed in AS 39.30.160(a);

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(3) consider matters referred to it by the administrator in
26 connection with changes in policy and revisions of the supplemental
27 employee benefit program;

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(4) act as an appeals board, hold hearings at the request of
29 an employer, employee, surviving spouse, or a beneficiary on decisions

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1 made by the administrator that relate to the payment of benefits under
2 the supplemental employee benefit program, and submit its findings to
3 the administrator;

4 (5) prescribe policies for the operation of the supplemental
5 employee benefit program and take other action which it considers
6 necessary to carry out the purposes of that program;

7 (6) advise the Department of Administration concerning the
8 features to be included in the benefit options provided under AS 39.30.-
9 160(a).

10 (b) In this section "administrator" means the administrator of the
11 public employees' retirement system appointed under AS 39.35.050.

12 * Sec. 2. AS 39.30.160(a) is amended to read:

13 (a) The Department of Administration shall, in accordance with
14 policies prescribed by regulations of the Public Employees Retirement
15 Board, provide to employees for whom benefit accounts are established
16 under AS 39.30.150 the following benefit options:

- 17 (1) supplemental health benefits,
18 (2) supplemental death benefits,
19 (3) supplemental disability benefits,
20 (4) supplemental survivor benefits, and
21 (5) supplemental annuities.

22 * Sec. 3. AS 39.30.160(e) is amended to read:

23 (e) Regulations adopted by the Public Employees Retirement Board
24 [DEPARTMENT OF ADMINISTRATION] implementing AS 39.30.150 and this sec-
25 tion are not subject to the Administrative Procedure Act (AS 44.62).

26 * Sec. 4. AS 39.35.040 is amended by adding new paragraphs to read:

27 (9) to exercise the duties set out in AS 39.30.155 with
28 respect to the supplemental employee benefit program (AS 39.30.150 -
29 39.30.160);

1 (10) to exercise the duties set out in AS 39.45.025 with
2 respect to the deferred compensation program for state employees.

3 * Sec. 5. AS 39.35.050 is amended to read:

4 (a) The commissioner shall appoint an administrator in charge of
5 the detailed affairs of the public employees' retirement system and the
6 supplemental employee benefit program (AS 39.30.150 - 39.30.160)
7 [SYSTEM]. The commissioner may appoint the personnel director of the
8 personnel division of the Department of Administration as the admin-
9 istrator.

10 (b) The administrator shall serve as secretary of the board. He
11 shall administer the business of the public employees' retirement system
12 and the supplemental employee benefit program (AS 39.30.150 - 39.30.160)
13 [SYSTEM] and is responsible for their [ITS] proper operation.

14 * Sec. 6. AS 39.35.060 is amended by adding a new paragraph to read:

15 (7) formulate and recommend to the board regulations to
16 govern the operation of the supplemental employee benefit program
17 (AS 39.30.150 - 39.30.160).

18 * Sec. 7. AS 39.45 is amended by adding a new section to read:

19 Sec. 39.45.025. DUTIES OF THE PUBLIC EMPLOYEES RETIREMENT BOARD.

20 (a) The Public Employees Retirement Board (AS 39.35.030) shall

21 (1) hold regular and special meetings it considers necessary
22 to carry out its responsibilities relating to the deferred compensation
23 program for state employees; all meetings are open to the public and the
24 board shall keep a full record of all its proceedings;

25 (2) adopt, with modifications it considers proper, regula-
26 tions recommended by the administrator for carrying out the deferred
27 compensation program for state employees;

28 (3) consider matters referred to it by the administrator in
29 connection with changes in policy and revisions of the deferred compen-

1 sation programs for state employees;

2 (4) act as an appeals board, hold hearings at the request of
3 an employer, employee, surviving spouse, or a beneficiary on decisions
4 made by the administrator that relate to the deferred compensation
5 program for state employees, and submit its findings to the adminis-
6 trator;

7 (5) prescribe the policies for the proper operation of the
8 deferred compensation program for state employees and take other action
9 which it considers necessary to carry out the intent and purpose of the
10 program.

11 (b) In this section "administrator" means the administrator of the
12 deferred compensation program for state employees.

13 * Sec. 8. AS 24.20.500 - 24.20.570 and AS 39.30.160(d) are repealed.

14 * Sec. 9. This Act takes effect immediately in accordance with AS 01.10.-
15 070(c).

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