

Original sponsor: Ray

Offered: 6/1/80  
Referred: Finance

1 IN THE SENATE

BY THE RULES COMMITTEE

2

HOUSE CS FOR SENATE BILL NO. 26

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 public employee benefit programs; amending the duties of the Public Employees Retirement Board; relating to earlier service credit under the teachers' retirement system and the public employees' retirement system; establishing minimum retirement benefits; relating to participation in the state program of supplemental employee benefits; relating to the deferred compensation program; repealing the Legislative Board of Retirement Benefits creating the Alaska National Guard retirement system; relating to the judicial retirement system; increasing the benefits paid under the territorial public employees' retirement system; and providing for an effective date."

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

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\* Section 1. AS 14.25 is amended by adding a new section to read:

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Sec. 14.25.105. CREDIT FOR SERVICE AS AN EMPLOYEE OF THE TERRITORY OF ALASKA. (a) A teacher who completes 15 years of membership service under this chapter may elect to receive credited service for employment rendered to the Territory of Alaska before January 3, 1959, regardless of the office, department, division or agency of the territory in which he was employed. Credited service allowed under this section may not exceed five years.

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(b) A teacher may not be credited with service under this section if credit for service as an employee of the Territory of Alaska was

1 granted for the same period under the public employees' retirement  
2 system (AS 39.35).

3 (c) A teacher who elects to receive credited service under this  
4 section for service to the Territory of Alaska shall make a retroactive  
5 contribution under this system for the period of territorial employment  
6 following June 30, 1955.

7 \* Sec. 2. AS 14.25.110(g) is amended to read:

8 (g) A member who is eligible for a service retirement salary under  
9 this chapter or under the Retirement Act of 1945 is entitled to a  
10 benefit of at least \$25 [\$20] per month for each year of credited  
11 service, excluding adjustments made under AS 14.25.142 or 14.25.143. If  
12 the member elected option two under AS 14.25.063(b)(2) for payment of  
13 any indebtedness when he initially applied for a retirement benefit, or  
14 if he elected to receive an early retirement benefit under (b) of this  
15 section, the resulting benefit reduction continues in effect.

16 \* Sec. 3. AS 22.25.010(f) is amended to read:

17 (f) In the computation of service for retirement under AS 22.25.-  
18 010 - 22.25.070, the time served by a justice or judge of any court is  
19 added to the time served by him, if any, on any other court. All  
20 service rendered by a justice or judge, including service as a magis-  
21 trate or deputy magistrate, before July 1, 1967, shall be included in  
22 the computation. Service which would have been credited service  
23 under the public employees' retirement system (AS 39.35) at the time the  
24 service was performed is credited service under that system and may not  
25 be included in the computation of service for retirement under this  
26 chapter if the person who performed the service files a written election  
27 and pays the appropriate contributions before July 1, 1981, to have the  
28 service credited to the public employees' retirement system. The written  
29 election is irrevocable.

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

2           Sec. 22.25.025. ADMINISTRATION. The commissioner of administra-  
3 tion is responsible for the administration of the judicial retirement  
4 system.

5           Sec. 22.25.027. REGULATIONS. The commissioner of administration  
6 may adopt regulations to implement this chapter. Regulations adopted by  
7 the commissioner under this chapter relate to the internal management of  
8 state agencies and their adoption is not subject to the Administrative  
9 Procedure Act (AS 44.62).

10           Sec. 22.25.046. EMPLOYER CONTRIBUTIONS. (a) The state court  
11 system shall contribute to the judicial retirement system at the rate  
12 established by the commissioner of administration. The contribution  
13 rate shall be based on the results of an actuarial valuation of the  
14 judicial retirement system. The results of the actuarial valuation  
15 shall be based on actuarial methods and assumptions adopted by the  
16 commissioner of administration.

17           (b) The contribution rate shall be a percentage which, when  
18 applied to the covered compensation of all active members of the  
19 judicial retirement system, will generate sufficient money to support,  
20 along with contributions from members, the benefits of the judicial  
21 retirement system.

22 \* Sec. 5. AS 26.05.222 is repealed and re-enacted to read:

23           Sec. 26.05.222. CREATION AND ADMINISTRATION OF ALASKA NATIONAL  
24 GUARD RETIREMENT SYSTEM. (a) There is established an Alaska National  
25 Guard retirement system. The commissioner of administration shall  
26 administer the Alaska National Guard retirement system.

27           (b) The commissioner of administration may adopt regulations to  
28 implement the Alaska National Guard retirement system. Regulations  
29 adopted by the commissioner under this subsection relate to the internal

1 management of state agencies and their adoption is not subject to the  
2 Administrative Procedure Act (AS 44.62).

3 \* Sec. 6. AS 26.05.223 is amended to read:

4 Sec. 26.05.223. COMMENCEMENT OF PARTICIPATION IN SYSTEM [PLAN]. A  
5 [AN ACTIVE] member of the Alaska National Guard or Alaska Naval Militia  
6 shall be included in this system [PLAN] upon commencement of [HIS ACTIVE]  
7 membership in the Alaska National Guard, or on January 1, 1973, whichever  
8 is later, or upon commencement of membership in the Alaska Naval Militia  
9 or on July 1, 1980, whichever is later. [INCLUSION IN THE PLAN IS A  
10 CONDITION OF ACTIVE MEMBERSHIP IN THE ALASKA NATIONAL GUARD.]

11 \* Sec. 7. AS 26.05.224 is amended to read:

12 Sec. 26.05.224. RETIREMENT BENEFITS. (a) A person who was a [AN  
13 ACTIVE] member of the Alaska National Guard on or after January 1, 1973,  
14 or a member of the Alaska Naval Militia on or after July 1, 1980, is  
15 eligible for a retirement pension [PAY]

16 (1) upon voluntary retirement from the Alaska National Guard  
17 or Alaska Naval Militia after a total of 20 years or more of satisfac-  
18 tory service in the Alaska National Guard, Alaska Naval Militia, or the  
19 armed forces of the United States, and the reserves of them, or any com-  
20 bination of service in these components if at least five years of the  
21 service is in the Alaska National Guard or Alaska Naval Militia; [AND  
22 UPON REACHING 55 YEARS OF AGE,] or

23 (2) upon involuntary retirement because of federal standards  
24 imposed on the Alaska National Guard or Alaska Naval Militia [MEMBERS],  
25 regardless of length of service.

26 (b) Retirement pay is \$100 [\$50] a month, payable [TO BE CON-  
27 TINUED] for the same number of months that the member participated  
28 satisfactorily in [PERSON WAS A MEMBER OF] the Alaska National Guard or  
29 Alaska Naval Militia.

1 (c) An eligible member [WHO RETIRES] may elect to receive his  
2 retirement pay beginning on the first day of the month in which he be-  
3 comes eligible for [COINCIDING WITH OR AFTER] retirement, or the member  
4 [HE] may elect to defer payment to a later date [RECEIVE HIS RETIREMENT  
5 PAY AT A DEFERRED DATE BEGINNING ON THE FIRST DAY OF THE MONTH COIN-  
6 CIDING WITH OR AFTER THE DATE HE ELECTS FOR THE RETIREMENT PAY TO BEGIN].  
7 Payment of a deferred benefit may not commence until application for the  
8 benefit is filed with and approved by the Department of Military Affairs.  
9 Deferred payments must be made monthly at the rate of \$100.

10 \* Sec. 8. AS 26.05.224 is amended by adding a new subsection to read:

11 (d) A benefit payable to a member at the time of the death of the  
12 member shall be paid in a lump sum to the designated beneficiary of the  
13 member. The member may change or revoke the designation of a beneficiary  
14 without notice to the beneficiary at any time. If a member designates  
15 more than one beneficiary, each shall share equally unless the member  
16 specifies a different allocation. The designation of a beneficiary and  
17 a change or revocation of a beneficiary shall be made on a form provided  
18 by the Department of Military Affairs and is not effective until filed  
19 with the Department of Military Affairs. If a member fails to designate  
20 a beneficiary or if no designated beneficiary survives the member, the  
21 death benefit shall be paid to his estate.

22 \* Sec. 9. AS 26.05.226 is repealed and re-enacted to read:

23 Sec. 26.05.226. CONTRIBUTIONS. (a) The Department of Military  
24 Affairs shall contribute to the Alaska National Guard retirement system  
25 the amounts determined by the commissioner of administration as neces-  
26 sary to

- 27 (1) fund the system based on the actuarial requirements of  
28 the system as established by the commissioner of administration; and  
29 (2) administer the system.

1 (b) The amount required for contributions from the Department of  
2 Military Affairs under (a) of this section shall be included in the  
3 annual appropriations made to the Department of Military Affairs.

4 \* Sec. 10. AS 26.05.227 is repealed and re-enacted to read:

5 Sec. 26.05.227. DEFINITIONS. As used in AS 26.05.222 - 26.05.226,

6 (1) "beneficiary" means a person designated by a member to  
7 receive benefits that may be due from the system upon the death of a  
8 member;

9 (2) "member" means a commissioned or warrant officer or an  
10 enlisted person in the Alaska National Guard or Alaska Naval Militia;

11 (3) "system" means the Alaska National Guard retirement  
12 system.

13 \* Sec. 11. AS 39.30.150(a) is amended to read:

14 (a) In place of contributions to the federal social security  
15 system which would have been required on behalf of an employee had the  
16 participating employer belonged to the social security [STATE REMAINED  
17 IN THE] system, the participating employer [STATE] shall contribute  
18 12.26 percent of the wages of the employee up to the taxable wage base  
19 then in effect in the social security system. All costs of establishing  
20 and administering the benefit program established by AS 39.30.160 shall  
21 be paid from the contributions made by the participating employers  
22 [STATE] under this section. The balance of the contributions made by  
23 the participating employers [STATE] shall be paid into special indivi-  
24 dual employee benefit accounts in the Department of Administration to be  
25 used to provide supplemental employee benefits provided in AS 39.30.160.

26 \* Sec. 12. AS 39.30.150 is amended by adding a new subsection to read:

27 (c) An employee of a participating employer is considered to have  
28 agreed to have his wages reduced by an amount equal to one-half the  
29 total contribution which the participating employer is required to make

1 on behalf of the employee under this section.

2 \* Sec. 13. AS 39.30 is amended by adding a new section to read:

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

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

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

9 (2) adopt, with modifications it considers proper, regula-  
10 tions recommended by the administrator for carrying out the supplemental  
11 employee benefit program, and regulations providing employees the oppor-  
12 tunity to periodically change distribution of contributions among the  
13 supplemental benefit options listed in AS 39.30.160(a);

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

17 (4) act as an appeals board, hold hearings at the request of  
18 an employer, employee, surviving spouse, or a beneficiary on decisions  
19 made by the administrator that relate to the payment of benefits under  
20 the supplemental employee benefit program, and submit its findings to  
21 the administrator;

22 (5) prescribe policies for the operation of the supplemental  
23 employee benefit program and take other action which it considers neces-  
24 sary to carry out the purposes of that program;

25 (6) advise the Department of Administration concerning the  
26 features to be included in the benefit options provided under AS 39.30.-  
27 160(a).

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

1 \* Sec. 14. AS 39.30.160(a) is amended to read:

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

- 6 (1) supplemental health benefits,  
7 (2) supplemental death benefits,  
8 (3) supplemental disability benefits,  
9 (4) supplemental survivor benefits, and  
10 (5) supplemental annuities.

11 \* Sec. 15. AS 39.30.160(b) is amended to read:

12 (b) An employee on whose behalf a participating employer [THE  
13 STATE] is making contributions under AS 39.30.150 may select the types  
14 and amounts of supplemental benefits to be purchased from the special  
15 account established for him under AS 39.30.150. The selection shall be  
16 from the benefit options listed in (a) of this section.

17 \* Sec. 16. AS 39.30.160(c) is amended to read:

18 (c) The entire amounts paid by participating employers [THE STATE],  
19 after the deduction for administrative costs under AS 39.30.150, into  
20 the special individual benefit accounts under AS 39.30.150 shall be used  
21 for supplemental benefits under this section.

22 \* Sec. 17. 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. 18. AS 39.30 is amended by adding new sections to read:

27 Sec. 39.30.170. PARTICIPATION IN PROGRAM. (a) An employer may  
28 become a participating employer in the employee benefits program under  
29 AS 39.30.150 - 39.30.180, if

1 (1) the employer participates as an employer in the public  
2 employees' retirement system (AS 39.35); and

3 (2) the employer

4 (A) is eligible for membership in but has never elected  
5 to become a member of the federal social security system; or

6 (B) withdraws from membership in the federal social  
7 security system.

8 (b) In order to become a participating employer, the employer  
9 shall file a request with the commissioner. The request may be made  
10 only after adoption of a resolution by the legislative body of a munic-  
11 ipality, if the employer is a municipality, or by the board of directors,  
12 if the employer is a public organization, and after approval of the  
13 resolution by the official required by law to approve the resolution. A  
14 certified copy of the resolution shall be filed with the commissioner.

15 (c) The commissioner shall approve the request if he finds that  
16 the employer has never participated in the federal social security  
17 system or has withdrawn from participation in the federal social securi-  
18 ty system.

19 (d) The employer may begin participation as a participating em-  
20 ployer covered by AS 39.30.150 - 39.30.180 on the date designated by the  
21 commissioner.

22 Sec. 39.30.180. DEFINITIONS. In AS 39.30.150 - 39.30.180,

23 (1) "commissioner" means the commissioner of the Department  
24 of Administration;

25 (2) "participating employer" means

26 (A) the State of Alaska; and

27 (B) an employer who

28 (i) is an employer as defined in AS 39.35.680(17);

29 (ii) has never participated in or has withdrawn from

1 participation in the federal social security system; and

2 (iii) whose participation in the supplemental em-  
3 ployee benefits program has been approved by the commissioner.

4 \* Sec. 19. AS 39.35.040 is amended by adding new paragraphs to read:

5 (9) to exercise the duties set out in AS 39.30.155 with  
6 respect to the supplemental employee benefit program (AS 39.30.150 -  
7 39.30.160);

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

10 \* Sec. 20. AS 39.35.050 is amended to read:

11 Sec. 39.35.050. ADMINISTRATOR. The commissioner shall appoint an  
12 administrator in charge of the public employees' retirement system and  
13 the supplemental employee benefit program (AS 39.30.150 - 39.30.160).

14 \* Sec. 21. 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. 22. AS 39.35.120(b) is amended to read:

19 (b) Inclusion in the system is a condition of employment for an  
20 employee except as otherwise provided for an elected official.

21 \* Sec. 23. AS 39.35.125 is repealed and re-enacted to read:

22 Sec. 39.35.125. PARTICIPATION OF ELECTED OFFICIALS. (a) An  
23 elected official is included in the system unless he files a written  
24 waiver of coverage with the administrator. A waiver under this subsec-  
25 tion waives coverage of future employment as an elected official,  
26 regardless of any change of employer. An elected official may file a  
27 waiver under this subsection at any time after his election to office,  
28 including the period before he takes the oath of his office. An elected  
29 official may revoke a waiver under this subsection by filing a written

1 revocation with the administrator. A revocation under this subsection  
2 operates prospectively only, and the elected official may not receive  
3 credited service for service as an elected official while the waiver was  
4 in effect. There is no limit on the number of times an elected official  
5 may file a waiver or revocation under this subsection.

6 (b) Service as an elected official before January 1, 1981, with an  
7 employer may be included retroactively if the elected official or former  
8 elected official makes retroactive contributions equal to what he would  
9 have made if he had been included when he took the oath of his office as  
10 an elected official. The rate used to calculate the retroactive contri-  
11 butions may not be less than the rate in effect on January 1, 1961. An  
12 elected official or former elected official must claim prior service and  
13 make retroactive contributions before February 1, 1982. An elected  
14 official or former elected official may not receive credited service  
15 under this subsection for any period in which he was receiving a retire-  
16 ment benefit from the system. An elected official or former elected  
17 official receiving a retirement benefit from the system on January 1,  
18 1981, is not eligible to claim credited service under this subsection  
19 unless he is reemployed as an active member and claims the credited  
20 service before February 1, 1982. Service as an elected official with an  
21 employer constitutes employment as an active member so long as no waiver  
22 of coverage under (a) of this section is in effect.

23 (c) An elected official included in the system and his employer  
24 are liable for contributions whenever he is an elected official unless a  
25 waiver of coverage under (a) of this section is in effect.

26 \* Sec. 24. AS 39.35 is amended by adding a new section to article 2 to  
27 read:

28 Sec. 39.35.156. TEMPORARY SERVICE CREDIT. (a) A vested employee  
29 is entitled to credited service for periods in which he regularly ren-

1 dered full-time personal service to an employer but was not qualified to  
2 participate in the system because of the exclusion of temporary workers  
3 as described in AS 39.35.680(21)(C)(iii). Benefits are not payable on  
4 this credited service unless the employee makes retroactive contribu-  
5 tions to the system for the period of time that credited service is  
6 claimed. The retroactive contribution is the full actuarial cost of  
7 providing benefits for the credited service claimed.

8 (b) To obtain credited service under this section, an employee  
9 must elect to do so and must verify his period of temporary service  
10 before July 1, 1981, or within one year following the date when the  
11 employee first becomes vested under this chapter, if later. When eligi-  
12 bility for temporary service credit has been established, an indebted-  
13 ness shall be determined as provided in (a) of this section. Interest as  
14 prescribed by regulation accrues on that indebtedness beginning July 1,  
15 1981, or one year following the date an employee first becomes vested,  
16 whichever is later. Any outstanding indebtedness existing at the time  
17 an employee retires will require an actuarial adjustment to the benefits  
18 payable based on the temporary service.

19 (c) A deferred vested employee on July 1, 1980, is eligible to  
20 claim credited service under (a) of this section. To obtain credited  
21 service under this section, a deferred vested employee must elect to do  
22 so and must verify his period of temporary service before July 1, 1981.  
23 When eligibility for temporary service credit has been established, an  
24 indebtedness shall be determined as provided in (a) of this section.  
25 Interest as prescribed by regulation accrues on that indebtedness  
26 beginning July 1, 1981. Any outstanding indebtedness existing at the  
27 time a person retires will require an actuarial adjustment to the  
28 benefits payable based upon the temporary service.

29 (d) The credited service granted under this section may not be

1 used to satisfy the credited service requirements for normal or early  
2 retirement.

3 \* Sec. 25. AS 39.35.360(a) is repealed and re-enacted to read:

4 (a) An employee employed before January 1, 1980, who completes  
5 three years of credited service with the state after January 1, 1961,  
6 for which the employee makes contributions required by this chapter is  
7 entitled to credited service for service rendered (1) before January 1,  
8 1961, as an employee of the State and former Territory of Alaska; (2)  
9 before January 1, 1961, as an employee of the United States government  
10 in Alaska, excluding service in the armed forces of the United States;  
11 or (3) after January 1, 1961, as a peace officer or correctional officer  
12 of a participating political subdivision of the state if the employee is  
13 vested and is an active peace officer in the system as of July 1, 1980.  
14 The retirement benefits payable to an employee under this section shall  
15 be reduced by the amount of the retirement pension benefits paid to him  
16 by the United States government for the same period of service.

17 \* Sec. 26. AS 39.35.360 is amended by adding a new subsection to read:

18 (h) An employee of the state is eligible to receive credited  
19 service as provided under AS 39.35.300(b) for service rendered as a  
20 permanent part-time employee before January 1, 1976. To receive retro-  
21 active credited service under this subsection, the employee must claim  
22 the service before July 1, 1981. When the employee claims the service,  
23 an indebtedness of the employee to the system shall be established. The  
24 amount of this indebtedness is equal to the contributions the employee  
25 would have made if he had been eligible for membership in the system.  
26 The rate used to calculate the contributions may not be less than the  
27 rate in effect on January 1, 1961. Interest as prescribed by regulation  
28 accrues on the indebtedness beginning July 1, 1981. Any outstanding  
29 indebtedness which exists at the time the employee retires will require

1 an actuarial adjustment to the benefits which are based on retroactive  
2 credited service under this subsection.

3 \* Sec. 27. AS 39.35.485(a) is amended to read:

4 (a) An employee who is eligible for a benefit calculated in accor-  
5 dance with AS 39.35.370(c) is entitled to a benefit of at least \$25  
6 [\$17.50] a month for each year of credited service, not including  
7 adjustments made under AS 39.35.380, 39.35.410, 39.35.450, 39.35.475 and  
8 39.35.480.

9 \* Sec. 28. AS 39.35.680(14) is amended to read:

10 (14) "elected official" means a person [MEMBER] whose com-  
11 pensation results from personal services rendered to an employer as an  
12 elected representative [AND WHO ELECTS COVERAGE UNDER AS 39.35.125];

13 \* Sec. 29. AS 39.45 is amended by adding a new section to read:

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

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

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

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

23 (3) consider matters referred to it by the administrator in  
24 connection with changes in policy and revisions of the deferred compen-  
25 sation programs for state employees;

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

1 trator;

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

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

8 \* Sec. 30. AS 39.35.160(b) is repealed.

9 \* Sec. 31. AS 24.20.500 - 24.20.570 and AS 39.30.160(d) are repealed.

10 \* Sec. 32. AS 39.35.360(c) is repealed.

11 \* Sec. 33. AS 22.25.045 is repealed.

12 \* Sec. 34. The benefits now being paid under sec. 1, ch. 102, SLA 1951,  
13 as increased by ch. 85, SLA 1970 and ch. 134, SLA 1975, are further increased  
14 by \$100 a month for each recipient.

15 \* Sec. 35. The following persons may receive any increase in benefits  
16 resulting from this Act for which they are otherwise eligible:

17 (1) a deferred vested member under AS 14.25 or AS 39.35;

18 (2) a person receiving benefits under AS 14.25 or AS 39.35 on the  
19 effective date of this Act;

20 (3) a person receiving benefits under sec. 1, ch. 102, SLA 1951  
21 (as to the increase in sec. 20 of this Act only).

22 \* Sec. 36. A member of the Alaska National Guard retirement system who is  
23 receiving a retirement benefit under AS 26.05.222 - 26.05.227 on the effec-  
24 tive date of this Act shall have that retirement benefit increased to \$100  
25 per month beginning July 1, 1980.

26 \* Sec. 37. AS 39.35.125(a), as re-enacted in sec. 23 of this Act, applies  
27 to an elected official holding office on or after January 1, 1981, even  
28 though he may have assumed office before that date.

29 \* Sec. 38. Sections 11, 12, 15, 16, 18, and 30 of this Act are retro-

1 active to January 1, 1980.

2 \* Sec. 39. Sections 1, 3, 13, 14, 17, 19 - 21, 24 - 26, 29, 31, 34, 35(2)  
3 and (3), and 36 of this Act take effect July 1, 1980.

4 \* Sec. 40. Sections 2, 22, 23, 27, 28, 32, 35(1), and 37 of this Act take  
5 effect January 1, 1981.

6 \* Sec. 41. Sections 4 - 10 and 33 of this Act take effect July 1, 1981.

7 \* Sec. 42. Sections 38 - 41 of this Act take effect immediately in accor-  
8 dance with AS 01.10.070(c).

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