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1 IN THE HOUSE

2 HOUSE BILL NO. 279

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act authorizing participation by magistrates in
7 the judicial retirement system; and providing for an
8 effective date."

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

10 * Section 1. AS 22.25.010(g) is amended to read:

11 (g) The word "justice" means a supreme court justice, and the
12 word "judge," unless the context clearly indicates otherwise, means a
13 judge of the court of appeals, a superior court judge, a [OR] district
14 court judge, or a magistrate.

15 * Sec. 2. AS 39.35.680(21)(C)(vi) is amended to read:

16 (vi) justices of the supreme court or judges of
17 the court of appeals or of the superior or district courts
18 or magistrates of the district courts of Alaska;

19 * Sec. 3. Notwithstanding AS 39.35.240, a person serving as a magis-
20 trate on July 1, 1983, may withdraw from the public employees' retirement
21 system (AS 39.35) and receive a refund of the balance of the employee
22 contribution account and employee savings account.

23 * Sec. 4. A person who is serving as a magistrate on July 1, 1983, may
24 receive prior service credit under AS 22.25 for service rendered as a
25 magistrate of the Alaska court system before the effective date of this Act
26 if the magistrate (1) withdraws from the public employees' retirement
27 system (AS 39.35); (2) receives a refund of all contributions made under
28 AS 39.35; (3) elects to receive service credit under AS 22.25 for prior
29 service as a magistrate; and (4) makes retroactive contributions for

1 service as a magistrate after January 3, 1959, including service before
2 July 1, 1978. Retroactive contributions under this section shall be at the
3 rate of seven percent of the salary the magistrate received during the
4 period for which the contributions are made. To be effective, an election
5 under (3) of this section must be made on or before June 30, 1984.

6 * Sec. 5. Notwithstanding the amendment to AS 39.35.680(21)(C)(vi) made
7 in sec. 2 of this Act, a person serving as a magistrate on July 1, 1983,
8 may receive retirement benefits from the public employees' retirement
9 system for covered service before July 1, 1983, if a refund of public
10 employees' retirement system contributions is not made to the magistrate.

11 * Sec. 6. The amendments to AS 22.25.010(g) and AS 39.35.680(21)(C)(vi)
12 made in secs. 1 and 2 of this Act apply only to a magistrate who retires
13 from state service after June 30, 1983.

14 * Sec. 7. This Act takes effect July 1, 1983.