

Introduced: 5/2/83
Referred: State Affairs and
Finance

1 IN THE HOUSE

BY HAYES

2

HOUSE BILL NO. 394

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

THIRTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act relating to benefits under the public
7 employees' 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 39.35 is amended by adding a new section to read:

11 Sec. 39.35.527. ELECTION TO TERMINATE COVERAGE AS A PEACE OFFI-
12 CER OR FIREMAN. (a) Any active member may elect to irrevocably
13 relinquish peace officer or fireman status with the system and to
14 retain all credited service as if it had been acquired as a member
15 other than a peace officer or fireman.

16 (b) In order to relinquish peace officer or fireman status with
17 the system, a person must be an active member and must file a written
18 request with the administrator by July 1, 1984, or within six months
19 after employment as a peace officer or fireman, whichever occurs
20 later. No person has more than one opportunity to exercise this
21 option.

22 (c) As soon as possible after the relinquishment, the adminis-
23 trator shall refund to a person who relinquishes peace officer or
24 fireman status under this section a refund equal to the amount by
25 which the balance of the person's accumulated mandatory contributions
26 plus interest exceeds the balance which would exist if all service
27 credit had been acquired as a member other than a peace officer or
28 fireman.

29 (d) A written request to relinquish peace officer or fireman

1 status is irrevocable upon filing with the administrator.

2 * Sec. 2. AS 39.35.680(27) is amended to read:

3 (27) "peace officer" or "fireman" means an employee occupy-
4 ing a position as a peace officer, chief of police, [CORRECTIONAL
5 OFFICER, CORRECTIONAL SUPERINTENDENT, QUALIFIED EMPLOYEE OF THE DE-
6 PARTMENT OF FISH AND GAME,] fireman, or fire chief;

7 * Sec. 3. AS 39.35.680(32) is repealed.

8 * Sec. 4. A person holding a position as a "correctional officer",
9 "correctional superintendent", or "qualified employee of the Department of
10 Fish and Game" on June 30, 1983, continues to accrue service credit as a
11 peace officer under AS 39.35 until

12 (1) that person's employment is terminated with the Division of
13 Corrections, in the case of a "correctional officer" or "correctional
14 superintendent", or with Department of Fish and Game, in the case of a
15 "qualified employee of the Department of Fish and Game"; or

16 (2) that person elects to irrevocably relinquish peace officer
17 status under AS 39.35.527.

18 * Sec. 5. A person who has not elected to relinquish peace officer
19 status under AS 39.35.527 retains all accrued credit as a peace officer for
20 retirement purposes and accrues retirement credit if employed as a peace
21 officer under AS 39.35.680(27) after June 30, 1983.

22 * Sec. 6. This Act takes effect July 1, 1983.