

Offered: 4/19/85
Referred: Finance

Original sponsor: Rules/Governor

1 IN THE SENATE BY THE STATE AFFAIRS COMMITTEE
2 CS FOR SENATE BILL NO. 121 (State Affairs)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 FOURTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making miscellaneous amendments to the re-
7 tirement statutes without fiscal impact."

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

9 * Section 1. AS 14.25.060(a)(1) is amended to read:

10 (1) At the time of first becoming a member of the system,
11 the arrearage indebtedness is seven percent of the base salary multi-
12 plied by the total number of years of creditable outside, military and
13 Alaska BIA service. Compound interest at the rate prescribed by regu-
14 lation must [SHALL] be added to the arrearage indebtedness beginning
15 July 1, 1963, or at the time of first becoming eligible to claim the
16 service [EMPLOYED AS A MEMBER], whichever is later, to the date of
17 payment or the date of retirement, whichever occurs first.

18 * Sec. 2. AS 14.25.220(10) is amended to read:

19 (10) "credited service" means

20 (A) all membership service as provided in (20) of this
21 section, territorial employment as defined in (41) of this sec-
22 tion, plus outside, military, and Alaska BIA service, with out-
23 side and military service limited to 10 years except under the
24 conditions set out in AS 14.25.100;

25 (B) for purposes of eligibility for benefits under
26 this chapter, service for which no indebtedness is owed;

27 * Sec. 3. AS 14.25.220(25) is amended to read:

28 (25) "outside service" means service for full years as
29 defined by (40)(A)(x) and (40)(B)(xi) of this section

1 (A) as a certificated full-time elementary or second-
2 dary teacher or a certificated person in a full-time position
3 requiring a teaching certificate as a condition of employment in
4 an out-of-state public school within the United States, or in a
5 school outside the United States supported by funds of the United
6 States;

7 (B) as a certificated full-time elementary or second-
8 ary teacher or a certificated person in a full-time position
9 requiring a teaching certificate as a condition of employment in
10 an approved or accredited nonpublic school within the United
11 States, or in a school outside the United States supported by
12 funds of the United States;

13 (C) in a full-time position requiring academic stand-
14 ing in an out-of-state institution of higher learning accredited
15 by a nationally recognized accrediting agency as listed in the
16 Education Directory - Colleges and Universities by the National
17 Center for Education Statistics;

18 (D) as a full-time teacher in an approved or accredit-
19 ed nonpublic institution of higher learning in Alaska;

20 * Sec. 4. AS 14.25.220(38) is amended to read:

21 (38) "teacher or member" means a person eligible to partici-
22 pate in the system and who is covered by the system, limited to [IN-
23 CLUDING:]

24 (A) a certificated full-time or part-time elementary
25 or secondary teacher, a certificated school nurse, or a cer-
26 tificated person in a position requiring a teaching certificate
27 as a condition of employment in a public school of the state;

28 (B) the commissioner of education and all supervisory
29 positions in the Department of Education;

1 (C) a full-time or part-time teacher of the University
2 of Alaska or a person occupying a full-time administrative posi-
3 tion at the University of Alaska which requires academic stand-
4 ing; the approval of the administrator must be obtained before an
5 administrative position qualifies for membership in the system;

6 (D) a state legislator who elects membership under
7 AS 14.25.040(b);

8 * Sec. 5. AS 14.25.220(40) is repealed and reenacted to read:

9 (40) "year of service" means service, except for military
10 and territorial service, during the dates set for a school year; par-
11 tial-year service credit is given for membership and BIA service as
12 follows:

13 (A) before July 1, 1969, during any school year,

14 (i) less than 20 days, no credit;

15 (ii) 20 days or more but less than 35 days, 0.2
16 years;

17 (iii) 35 days or more but less than 49 days, 0.3
18 years;

19 (iv) 49 days or more but less than 63 days, 0.4
20 years;

21 (v) 63 days or more but less than 77 days, 0.5
22 years;

23 (vi) 77 days or more but less than 91 days, 0.6
24 years;

25 (vii) 91 days or more but less than 105 days, 0.7
26 years;

27 (viii) 105 days or more but less than 119 days, 0.8
28 years;

29 (ix) 119 days or more but less than 133 days, 0.9

- 1 years;
- 2 (x) 133 days or more, 1.0 years;
- 3 (B) on or after July 1, 1969, during any school year,
- 4 (i) less than nine days, no credit;
- 5 (ii) nine days or more but less than 27 days, 0.1
- 6 years;
- 7 (iii) 27 days or more but less than 45 days, 0.2
- 8 years;
- 9 (iv) 45 days or more but less than 63 days, 0.3
- 10 years;
- 11 (v) 63 days or more but less than 81 days, 0.4
- 12 years;
- 13 (vi) 81 days or more but less than 100 days, 0.5
- 14 years;
- 15 (vii) 100 days or more but less than 118 days, 0.6
- 16 years;
- 17 (viii) 118 days or more but less than 136 days, 0.7
- 18 years;
- 19 (ix) 136 days or more but less than 154 days, 0.8
- 20 years;
- 21 (x) 154 days or more but less than 172 days, 0.9
- 22 years;
- 23 (xi) 172 days or more, 1.0 years;

24 (C) service performed on a part-time basis will be
25 credited with one-half credit for each day of service.

26 * Sec. 6. AS 22.25.048(a) is amended to read:

27 (a) The commissioner of administration shall establish [, AS A
28 SPECIAL ACCOUNT IN THE GENERAL FUND,] a fund for the judicial retire-
29 ment system and shall maintain accounts and records for the judicial

1 retirement system.

2 * Sec. 7. AS 26.05.228(a) is amended to read:

3 (a) The commissioner of administration shall establish [, AS A
4 SPECIAL ACCOUNT IN THE GENERAL FUND,] a fund for the system and main-
5 tain accounts and records for the system.

6 * Sec. 8. AS 39.30.100(2) is amended to read:

7 (2) "governmental unit" means the state, a borough, school
8 district, municipal corporation, or other political subdivision of the
9 state, and the North Pacific Fishery Management Council;

10 * Sec. 9. AS 39.35.680(4) is amended to read:

11 (4) "average monthly compensation" means the result ob-
12 tained by dividing the compensation earned by an employee during a
13 considered period by the number of months, including fractional
14 months, for which compensation was earned; the considered period
15 consists of the three consecutive payroll [CALENDAR] years during the
16 period of credited service that yields the highest average, or if the
17 employee does not have three consecutive payroll [CALENDAR] years, the
18 employee's period of credited service; an employee must have at least
19 115 days of credited service in the last payroll [CALENDAR] year in
20 order to be used as part of the three consecutive payroll [CALENDAR]
21 years;

22 * Sec. 10. AS 39.35.680(8) is amended to read:

23 (8) "compensation" means the total remuneration earned by
24 an employee for personal services rendered to an employer, including
25 cost-of-living differentials, payments for leave that is actually used
26 by the employee, the amount by which the employee's wages are reduced
27 under AS 39.30.150(c), and any amount deferred under an employer-
28 sponsored deferred compensation plan, but does not include retirement
29 benefits, severance pay or other separation bonuses, welfare benefits,

1 per diem, expense allowances, workers' compensation payments or pay-
2 ments for leave not used by the employee whether those leave payments
3 are scheduled payments, lump-sum payments, donations, or cash-ins;

4 * Sec. 11. AS 39.35.680 is amended by adding a new paragraph to read:

5 (40) "payroll year" means the period that includes the first
6 pay period ending in January of a year through the last pay period
7 ending in December of that year.