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SB 99 is Same?

SEVENTEENTH LEGISLATURE
SENATE JUDICIARY COMMITTEE BILL FILE

Bill Number: HB 92
Abbreviated Title: Exemption For JRS & Farmer EORS

Sponsor: AS JUD Original Received: April 20, 1991

Written Request to Schedule Rcv'd: _____ From: _____

Sponser's Statement Rcv'd: _____ From: _____

Sectional Analysis Rqst'd: _____ From: _____

Sectional Analysis Received: _____

Fiscal Note (Original)

Rqst'd Of: _____ Rcv'd From: Courts Date: With File.

Rqst'd Of: _____ Rcv'd From: _____ Date: _____

Rqst'd Of: _____ Rcv'd From: _____ Date: _____

Fiscal Note (C.S.)

Rqst'd Of: _____ Rcv'd From: _____ Date: _____

Rqst'd Of: _____ Rcv'd From: _____ Date: _____

Rqst'd Of: _____ Rcv'd From: _____ Date: _____

Five Day Notice Given: In House Notice of Hearings Given: May 15, 1991
Committees of Referral: First: Jud Second: _____ Third: May 18

LAA Contact: _____ To Senate Secretary: _____

COMMITTEE ACTION

DATE: May 19 Heard - Pass Ind Res - Del to Sen Sec.

PERSONS TO BE NOTIFIED OF HEARING

- 1. Sponsor
- 2. Agency
- 3. _____
- 4. _____
- 5. _____
- 6. _____
- 7. _____
- 8. _____
- 9. _____
- 10. _____



Alaska Court System
State of Alaska

OFFICE OF ADMINISTRATIVE DIRECTOR

CHARLES S. CHRISTENSEN III
Staff Counsel

April 22, 1991

303 K Street
Anchorage, AK 99501
(907) 264-8228

The Honorable Rick Halford
Chairman, Senate Judiciary Committee
P.O. Box V
Juneau, Alaska 99811

Dear Senator Halford:

I am writing to request that the Judiciary Committee schedule a hearing on House Bill 92, relating to retirement system exemptions from execution, at its earliest convenience. This bill was introduced at the request of the Alaska Supreme Court. It is identical to CSSB 99 (STA) which is also pending in the Judiciary Committee at this time.

CSHB 92 (JUD) proposes amendments to AS 09.38.015(b), a provision of the Alaska Exemptions Act. As you know, that act provides debtors with certain protection from creditors. AS 09.38.015(b) specifically provides that a creditor (other than a bankruptcy creditor) may not seize amounts held in an individual debtor's Teachers' Retirement System (TRS) account or Public Employees' Retirement System (PERS) account.

Through an oversight, this statute does not provide the same protection to participants in the Judicial Retirement System (JRS) or the Elected Public Officers' Retirement System (EPORS). CSHB 92 (JUD) merely adds the JRS and EPORS to the existing exemption list, giving participants in those systems the same protection currently granted to participants in the TRS and PERS.

The Conference of Alaska Judges passed a resolution in support of the judicial exemption in 1986; a copy of this resolution is attached. The bill has no fiscal impact.

The Honorable Rick Halford
April 22, 1991
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Please feel free to contact me if you have any questions or comments.

Very truly yours,

A handwritten signature in cursive script, appearing to read 'C. S. Christensen III', with a long horizontal flourish extending to the right.

C. S. Christensen III
Staff Counsel

CSC:bh

Attachment

CONFERENCE OF ALASKA JUDGES

Resolution No. 96 - 03


A RESOLUTION SUPPORTING EXEMPTION OF JUDICIAL RETIREMENT FUNDS FROM EXECUTION

IT IS HEREBY RESOLVED by the Conference of Alaska Judges that the Court Administration propose the amendment of Alaska Statutes Section 09.38.015 to exempt funds held in the Judicial Retirement System from execution.

PASSED this 2nd day of July, 1986, at Anchorage, Alaska, by the members of the Conference of Alaska Judges.


HERSCHEL "ED" CRUTCHFIELD
President

ATTEST:


Secretary