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INTRODUCTION OF BILLS (House)(cont'd)

HB 130 (cont'd)

Amends section relating to the disposal of land by lottery (AS 38.05.057) by deletion of language permitting an applicant to be represented by an agent on the day of the lottery if the land offered for sale is commercial, industrial or agricultural. Provides an applicant need not be present to win if military service prevents him from attending the lottery (presently applicant needs not be present if military service "outside the state" prevents presence).

Amends section relating to the leasing of a remote parcel (AS 38.05.077(i)(3)) to require that a person certify that he has not either previously leased a remote parcel "or have made application for a homestead entry on state land" within eight years immediately preceding the date of staking a remote parcel "and certify the facts in the application." (Underlined requirements added.)

Introduced January 26 and referred to Resources and Finance.

Parenthood  
(discrimination based on in sale/rental of real prop.) HOUSE BILL NO. 131, by Rep. Hurlbert. Would prohibit discrimination based on parenthood in the sale or rental of real property. In other words, a landlord could not refuse to rent to a person or couple simply because they had children, and a real estate agent could not refuse to sell property to a person or couple because of children. (Amends AS 18.80.240, "Unlawful Practices in the Sale or Rental of Real Property.")

Deletes: "However, nothing in this paragraph prohibits the sale, lease or rental of classes of real property commonly known as housing for 'singles' or 'married couples' only." Does not provide for an effective date (effective 90 days after the Governor's signature).

Introduced January 28 and referred to Labor & Commerce and Judiciary.

Munic. Sales Tax  
(on food or nonalcoholic beverages) HOUSE BILL NO. 132, by Reps. Vaska and Koponen. Would prohibit municipalities from levying and collecting a sales tax on food or nonalcoholic beverages. Would apply to home rule and general law municipalities. (Amends AS 29.53.415, "Sales & Use Tax.") Effective January 1, 1984.

Introduced January 28 and referred to Labor & Commerce and Community & Regional Affairs.

Public Emp. Retirement  
(credited svc. for former federal workers) HOUSE BILL NO. 133, by Rep. Martin by request. Would allow members of PERS to claim credited service for service rendered before January 1, 1961 as "a temporary or permanent" employee of the federal government in Alaska, excluding service in the U.S. armed forces (underlined words added to AS 39.35-360(a), "Earlier Service"). Employee must have been employed by the state before January 1, 1980 and must have completed three years of credited service with the state after January 1, 1961, for which employee has made the required contributions (no change from existing law).

INTRODUCTION OF BILLS (House)(cont'd)

HB 133 (cont'd)

If the bill passes, state employees who have already retired would be eligible to receive increased benefits based on prior federal service. Effective immediately.

Introduced January 28 and referred to State Affairs and Finance.

Appropriation HOUSE BILL NO. 134, by Reps. Duncan and M.M. Miller.  
(Snettisham Power Project) Would repeal a \$4.5 million appropriation made in 1981 for the Snettisham power project near Juneau and reappropriate the money to the Alaska Power Authority for "feasibility studies, preconstruction design, engineering, and construction at the Snettisham (Crater Lakes) power project." The 1981 appropriation, continued in Ch. 90, SLA 1981, Sec. 6(7), was part of a \$37,300,000 allocation to the Power Authority for "feasibility studies, preconstruction design, and engineering" for various projects around the state (specifically did not include "construction").

Appropriation is for capital project and is subject to AS 37.25.020 (it does not lapse). Effective immediately.

Introduced January 28 and referred to Resources and Finance.

Court Leave HOUSE BILL NO. 135, by the Rules Committee by request of the  
for Nonperm. Legislative Council (for the Blue Ribbon Commission on the  
& Temporary State Personnel Act). Identical to SB 83, page 81.  
Employees

Appropriation HOUSE BILL NO. 136, by Rep. Larson. Would appropriate  
(Municipal \$25.1 million to the Dept. of Revenue for the Municipal  
Assistance Fund) Assistance Fund (AS 43.20.016(a)) for distribution to municipi-  
Fund) palities for fiscal year ending June 30, 1983. Lapses on  
June 30, 1983. Effective immediately. Identical to SB 17, page 5.

Introduced January 28 and referred to Community & Regional Affairs and Finance.

Appropriation HOUSE BILL NO. 137, by Reps. Larson, David, Duncan, Fritz,  
(supplemental) Furnace, Koponen, Malone, M.M. Miller, M.W. Miller, Szymanski  
(school con- and Zharoff. Would make a \$13.1 million supplemental appro-  
struction priation to the Dept. of Education for the retirement of school  
debts) construction debts in accordance with AS 43.18.100 for fiscal  
year 1983. Effective immediately.

Introduced January 28 and referred to Health, Education & Social Services and Finance.

Appropriation HOUSE BILL NO. 138, by Rep. Larson. Would make a \$3.5  
(supplemental) million appropriation to the Dept. of Community & Regional  
(state aid for roads) Affairs for distribution to municipalities for roads under  
roads) AS 29.89.020 (state aid for roads) for the fiscal year ending  
June 30, 1983. Appropriation lapses on June 30, 1983. Effective  
immediately.

Introduced January 28 and referred to Community & Regional Affairs

Alaska State Legislature



REPRESENTATIVE  
**TERRY MARTIN**

DISTRICT 8  
CHAIRMAN—LABOR AND COMMERCE COMMITTEE  
PHONE 465-3873

3960 NEKA DRIVE—86  
ANCHORAGE, AK 99504  
PHONE 333-6990

DURING LEGISLATURE  
POUCH V  
STATE CAPITOL  
JUNEAU, AK 99811  
PHONE 465-3784

January 27, 1983

Mr. Eugene Horning  
3100 Glenndon Drive  
Anchorage, Alaska 99504

Dear Eugene:

Enclosed is a copy of my bill relating to credit for earlier service for certain members of the public employees' retirement system.

I expect the bill to be given a number and introduced in the House today.

I appreciate you calling this matter to my attention.

Sincerely,

A handwritten signature in cursive script that reads "Terry".

Terry Martin  
Representative

TM/ta

*P.S. The bill number is HB 133.*

January 7, 1983

Representative Terry Martin  
Pouch V  
Juneau, Alaska 99811

Dear Representative Martin,

I am writing in regard to Senate Bill 589 relating to credit for earlier service for certain members of the public employees' retirement system.

As you can see from the attached letters, I have attempted to clarify the exact meaning of the wording in AS 39.35.360(A).

Even after the meeting with the Retirement Board I still feel that the wording in 39.35.360 is misleading and needs to be changed.

Therefore I am submitting this letter with attachments in support of Senate Bill 589 and for your use in securing passage of the bill.

P.

*Sen. Vic Fischer*

*Fischer had this Bill last year in Senat. St. Affairs Comm.*

Respectfully yours,

*Eugene A. Horning*

Eugene A. Horning  
3100 Glenndon Drive - Dist. 13  
Anchorage, Alaska 99504

EAH/bp  
Attachments  
cc: Vic Fischer  
Jerry Ward  
Joe Josephson

*~~This Bill~~ We can introduce a new bill in House next for Rep. Board's Comm.*

H-337-1427  
W-269-5792

December 11, 1981

Seante Distric C  
Bill Ray  
Pouch J  
Juneau, Ak. 99811

Dear Senator Ray:

I am currently employed with the State of Alaska, Department of Public Safety in Anchorage.

I have filed a claim with the Public Employees Retirement System for EARLIER SERVICE CREDIT as an employee of the Federal Government before January 1, 1961 as per AS 39.35.360 (A). (See enclosed copy.)

The Division of Retirement would only grant me credit for permanent time and not for temporary time. (See enclosed letter.)

There is no mention of permanent or temporary in AS 39.35.360 (A).

I requested and was granted an appearance before the Public Employee's Retirement Board at its scheduled meeting in October.

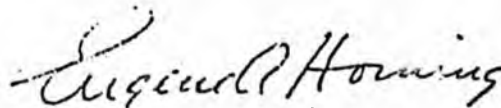
At this meeting Mr. Paul Arnoldt, Director of the Division of Retirement and Benefits, stated that temporary service was not creditable under the PERS law with the exception of AS39.35.156 "Temporary Service Credit".

Therefore in AS 39.35.360 "Earlier Service Credit" permanent Federal Service is implied and did not need to be explicitly stated.

Was this also your understanding when you sponsored Senat Bill #26 in 1979 in which AS 39.35.360 was rewritten?

I would like to hear from you on this matter.

Respectfully yours,



Eugene A. Horning  
8620 Boundary #1  
Anchorage, Al. 99504  
Phone - 337-1427 (home)  
269-5792 (work)



# Alaska State Legislature

## Senate

### Committee on Transportation

Senator Bill Ray  
Chairman

Official Business  
Pouch V  
State Capitol  
Juneau, Alaska 99811

December 18, 1981

Eugene A. Horning  
8620 Boundary #3  
Anchorage, Alaska 99504

Dear Mr. Horning:

Thank you for your letter of December 11 concerning earlier service retirement credit.

I have referred your inquiry to Teresa Cramer, my Administrative Assistant for the Blue Ribbon Commission. She will investigate the matter and report to you her findings.

Sincerely,

A handwritten signature in cursive script that reads "Bill Ray".

Bill Ray  
Senator  
District C

cc: Teresa Cramer



JUNEAU, ALASKA

# Alaska State Legislature

BLUE RIBBON COMMISSION ON THE  
STATE PERSONNEL ACT

Senator Bill Ray, Chairman

Pouch YG  
Mail Stop 3123  
Juneau, Alaska 99811  
(907) 465-4442

January 11, 1982

Eugene A. Horning  
8620 Boundary #3  
Anchorage, Alaska 99504

Dear Mr. Horning:

Senator Ray asked that I reply to your letter about retirement credit for temporary employment with the federal government prior to statehood. The answers which you received from Mr. Motter and from Ms. Woolford of the Division of Retirement and Benefits are consistent with the present state of the retirement laws. The problem of interpreting what counts as "service" in the retirement system comes in part from the definition sections which do limit membership in the system to employees who are "receiving compensation for seasonal, permanent full-time or permanent part-time services" in most cases. AS 39.35.680(1) defining "active member".

Last legislative session, Senator Ray sponsored legislation which directly addresses your situation. I am enclosing a copy of SB 589 which amends the section on credit for earlier service to provide that both temporary and permanent employment with the United States government in Alaska prior to statehood will count as credited service. This bill is presently in the Senate State Affairs Committee, which Senator Vic Fischer chairs. If you wish to support the legislation, you may write directly to the committee at Pouch V, Juneau, Alaska 99811. If there are hearings scheduled on the bill, I will let the committee know of your support for the proposed amendment during any testimony I give on behalf of the Blue Ribbon Commission.

Yours very truly,

Teresa B. Cramer  
Administrative Assistant

TBC:lmk  
Enclosure

# Alaska State Legislature

SENATOR  
ARLISS STURGULEWSKI

COMMITTEES  
CHAIRMAN  
Legislative Budget & Audit

Community & Regional Affairs  
Finance  
Resources



Senate

2957 SHELDON JACKSON  
ANCHORAGE, ALASKA 99504  
DISTRICT 10-H

While in Juneau  
POUCH V  
JUNEAU, ALASKA 99811  
(907) 465-3818

05 April 1982

Eugene Horning  
8620 Boundary #3  
Anchorage, Alaska 99504

Dear Mr. Horning:

As I am sure you are aware, Senate Bill 589, relating to credit for earlier service for certain members of the public employees' retirement system is currently in the Senate State Affairs Committee, chaired by Senator Vic Fischer. I have contacted Senator Fischer's office about Senate Bill 589 and have been informed that this bill is not currently scheduled for hearing and it is not anticipated that it will be scheduled during this session.

I am sending along to Senator Fischer's office a copy of the packet of material you sent to me. I am sorry to say that it does not seem likely that this bill will come before me this year, but you may be assured that if it should, I will give it my most careful and positive consideration.

Sincerely,

A handwritten signature in cursive script that reads "Arliss Sturgulewski".

Arliss Sturgulewski  
Senator, District 10-H

cc: Senator Vic Fischer

# Alaska State Legislature

REPRESENTATIVE  
CHARLES ANDERSON  
DISTRICT 10



1841 E. 24TH AVENUE  
ANCHORAGE, ALASKA 99504  
277-3906

WHILE IN JUNEAU  
POUCH V  
JUNEAU, ALASKA 99811  
465-4943

## House of Representatives

April 8, 1982

Eugene A. Horning  
5419 East 42nd Avenue  
No. 22  
Anchorage, Alaska 99504

Dear Eugene,

Thank you for your recent letter regarding SB 589, "An Act relating to credit for earlier service for certain members of the public employees retirement system; and providing for an effective date." I appreciate hearing from you on this matter.

As you know, this legislation was introduced by Senator Ray of Juneau and has been referred to the Senate State Affairs Committee. I realize that while this may be a relatively minor change in the law on retirement, it can be an important one for individuals like yourself. Accordingly, I am in support of this bill and have written to the Senate State Affairs Committee Chairman (copy enclosed) to urge that they act on this matter.

While it is relatively late in the legislative session, I believe that a hearing on this bill will considerably enhance the possibility of it being approved by the legislature.

Again, thank you for contacting me on this issue and please feel free to communicate with me further on this or any other matters of mutual interest.

Sincerely,

A handwritten signature in cursive script that reads "Charles Anderson".

Charles G. Anderson  
House of Representatives

CGA:mac

Enclosure

# Alaska State Legislature



REPRESENTATIVE  
CHARLES ANDERSON  
DISTRICT 10

1841 E. 24TH AVENUE  
ANCHORAGE, ALASKA 99504  
277-3906

WHILE IN JUNEAU  
POUCH V  
JUNEAU, ALASKA 99811  
465-4943

## House of Representatives

April 8, 1982

The Honorable Vic Fischer  
Chairman  
Committee on State Affairs  
Alaska State Senate  
Pouch V  
Juneau, Alaska 99811

Dear Senator Fischer:

I am writing to urge that the Senate State Affairs Committee conduct a hearing on SB 589, "An Act relating to credit for earlier service for certain members of the public employees retirement system; and providing for an effective date."

This legislation would permit credit under the Public Employees Retirement System of temporary or permanent employment with the United States government prior to statehood.

While this change in the law is likely to affect only a small number of individuals, it could be an important one for those people. I believe that the issue deserves a fair hearing so that all aspects of the problem can be discussed.

Thank you for your attention on this matter.

Sincerely,

*Charles Anderson*

Charles G. Anderson  
House of Representatives

CGA:mac

# STATE OF ALASKA

## DEPARTMENT OF ADMINISTRATION

DIVISION OF RETIREMENT & BENEFITS

JAY S. HAMMOND, Governor

POUCH CR  
JUNEAU, ALASKA 99811

Ph: 465-4463

May 14, 1981

Mr. Eugene A. Horning  
5419 East 42nd Avenue, #22  
Anchorage, AK 99504

PERS: 274-30-2593

Dear Mr. Horning:

This letter is in response to your note to Ms. Nancy Woolford, April 27, 1981.

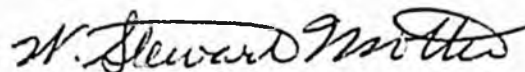
I have talked to Nancy regarding your question and have looked over the documentation that you have submitted. I am terribly sorry, but the answer that Ms. Woolford gave you is the correct answer. Your temporary federal service is not creditable.

Enclosed is a copy of Section 39.35.156, Temporary Service Credit. You will note that temporary service is creditable for service regularly rendered a full-time personnel basis to an employer. Since the United States Government was never an employer under PERS, I cannot recognize your temporary service with them.

In Section 39.35.360, earlier service that you cited, there is no reference to temporary service other than that that is found in part G of that section. The reference there is specific to temporary employees of the legislature of the State or territory during legislative sessions.

In view of the above, the answer is we cannot recognize temporary federal service.

Sincerely,



W. Stewart Motter  
Retirement Field Representative

WSM/rw  
Enclosure

August 23, 1981

Steve Hafling  
Chairman  
State of Alaska  
Public Employees' Retirement Board  
430 W 7th Ave.  
Anchorage, Alaska 99501

Dear Mr. Hafling:

We request an appearance before the board at its next scheduled meeting in Anchorage during the month of October 1981.

We wish to discuss an apparent discrepancy in the granting of credit for temporary Federal service.

We will be asking the following questions:

1. RE: CHAPTER 146, SLA 1980  
AS 39.35.156 TEMPORARY SERVICE CREDIT.

HOW CAN THIS PARAGRAPH APPLY TO FEDERAL SERVICE WHEN THE WORDS "FEDERAL SERVICE" DO NOT APPEAR IN THE PARAGRAPH?

2. RE: CHAPTER 146, SLA 1980  
AS 39.35.360 EARLIER SERVICE CREDIT.

HOW CAN THIS PARAGRAPH BE INTERPRETED TO READ PERMANENT FEDERAL SERVICE ONLY WHEN THE WORDS "PERMANENT OR "TEMPORARY" DO NOT APPEAR IN THE PARAGRAPH?

3. HOW CAN THE STATE LOSE A COURT SUIT GIVING CREDIT FOR TEMPORARY FEDERAL SERVICE AND STILL CLAIM THAT TEMPORARY FEDERAL SERVICE IS NOT CREDITABLE?

Respectfully yours,

*Eugene A. Horning*  
Eugene A. Horning  
Systems Analyst  
Department of Public Safety

*Charlene Stewart*  
Charlene Stewart  
EDP Supervisor  
Department of Administration

EAH:nct