

**HB**

**159**

STATE OFFICE  
**ALASKA PEACE OFFICERS ASSOCIATION**

P.O. Box 240106 Anchorage, Alaska 99524-0106 Phone (907) 277-0515 Fax (907) 272-5355

January 27, 2000

**Business Manager**

Joseph E. Young  
Anchorage

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Anchorage

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Representative Jeannette James  
Alaska State Legislature  
State Capital  
Juneau, Alaska 99801-1182

Dear Representative James:

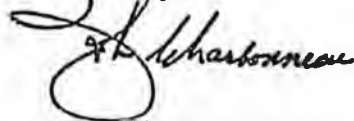
At a recent meeting of the APOA Board of Directors, we unanimously agreed to oppose HB 159.

We oppose the proposed amendment to AS 39.35.680(28)(B) regarding the definition of a peace officer under the retirement system. Our opposition is based on our interpretation of the amendment language. Specifically, (B) appears to allow clerks, typists, and janitors to qualify.

We feel this amendment is inappropriate and should not be enacted.

You may contact us at the APOA office in Anchorage at 277-0515.

Sincerely,



John Charbonneau  
State President

cc: Representative Gary Davis

**RECEIVED BY**  
**FEB - 1 2000**  
Rep. Jeannette James

# HOUSE COMMITTEE REPORT

(7)

Date Referred to Committee: March 25, 1999

FURTHER REFERRALS:

Finance

Date of Committee Action: 4/27/99

The STATE AFFAIRS Committee considered:

HB 159

HOUSE BILL NO. 159

PERS PEACE OFFR STATUS CORRECTION EMPLOYE

"An Act granting certain employees in correctional facilities status as peace officers under the public employees' retirement system."

recommends it be replaced with the following committee substitute \_\_\_\_\_  the same title  a new title

additional referral to \_\_\_\_\_ Committee  
 attached amendment(s)

ADOPTS: \_\_\_\_\_ Letter of Intent

ATTACHES NEW FISCAL NOTE(s): (Dept) APPROVES PREVIOUS: (Dept/Date)  
 fiscal note(s) GOV  fiscal note(s) \_\_\_\_\_  
 \_\_\_\_\_  
 zero fiscal note(s) \_\_\_\_\_  zero fiscal note(s) \_\_\_\_\_  
 \_\_\_\_\_

SIGNING WITH RECOMMENDATIONS	DP	DNP	NR	AM
<i>Jennette James</i>		<input checked="" type="checkbox"/>		
<i>Bruce Kerelle</i>	<input checked="" type="checkbox"/>			
<i>Hal Smalley</i>	<input checked="" type="checkbox"/>			
<i>Wes Coakley</i>		<input checked="" type="checkbox"/>		
<i>Bob Hudson</i>	<input checked="" type="checkbox"/>			
<i>M. [Signature]</i>			<input checked="" type="checkbox"/>	
<i>S. [Signature]</i>		<input checked="" type="checkbox"/>		

CHAIR'S SIGNATURE *Jennette James*

# RETIREMENT BENEFITS FOR CORRECTIONAL WORKERS

Assumption that start pay is \$30,000

Year	COLA@1.5%	Annual Salary	Retirement Rate	Annual	Accumulated	Monthly
				Accrued Retirement	Retirement	Retirement Pay
Year 1	Start Pay	\$ 30,000.00	2.00%	\$ 600.00	\$ 600.00	\$ 50.00
Year 2	\$ 450.00	\$ 30,450.00	2.00%	\$ 609.00	\$ 1,209.00	\$ 100.75
Year 3	\$ 456.75	\$ 30,906.75	2.00%	\$ 618.14	\$ 1,827.14	\$ 152.26
Year 4	\$ 463.60	\$ 31,370.35	2.00%	\$ 627.41	\$ 2,454.54	\$ 204.55
Year 5	\$ 470.56	\$ 31,840.91	2.00%	\$ 636.82	\$ 3,091.36	\$ 257.61
Year 6	\$ 477.61	\$ 32,318.52	2.00%	\$ 646.37	\$ 3,737.73	\$ 311.48
Year 7	\$ 484.78	\$ 32,803.30	2.00%	\$ 656.07	\$ 4,393.80	\$ 366.15
Year 8	\$ 492.05	\$ 33,295.35	2.00%	\$ 665.91	\$ 5,059.70	\$ 421.64
Year 9	\$ 499.43	\$ 33,794.78	2.00%	\$ 675.90	\$ 5,735.60	\$ 477.97
Year 10	\$ 506.92	\$ 34,301.70	2.00%	\$ 686.03	\$ 6,421.63	\$ 535.14
Year 11	\$ 514.53	\$ 34,816.22	2.25%	\$ 783.37	\$ 7,205.00	\$ 600.42
Year 12	\$ 522.24	\$ 35,338.47	2.25%	\$ 795.12	\$ 8,000.11	\$ 666.68
Year 13	\$ 530.08	\$ 35,868.55	2.25%	\$ 807.04	\$ 8,807.16	\$ 733.93
Year 14	\$ 538.03	\$ 36,406.57	2.25%	\$ 819.15	\$ 9,626.30	\$ 802.19
Year 15	\$ 546.10	\$ 36,952.67	2.25%	\$ 831.44	\$ 10,457.74	\$ 871.48
Year 16	\$ 554.29	\$ 37,506.96	2.25%	\$ 843.91	\$ 11,301.65	\$ 941.80
Year 17	\$ 562.60	\$ 38,069.57	2.25%	\$ 856.57	\$ 12,158.21	\$ 1,013.18
Year 18	\$ 571.04	\$ 38,640.61	2.25%	\$ 869.41	\$ 13,027.62	\$ 1,085.64
Year 19	\$ 579.61	\$ 39,220.22	2.25%	\$ 882.45	\$ 13,910.08	\$ 1,159.17
Year 20	\$ 588.30	\$ 39,808.52	2.25%	\$ 895.69	\$ 14,805.77	\$ 1,233.81
Year 21	\$ 597.13	\$ 40,405.65	2.50%	\$ 1,010.14	\$ 15,815.91	\$ 1,317.99
Year 22	\$ 606.08	\$ 41,011.73	2.50%	\$ 1,025.29	\$ 16,841.21	\$ 1,403.43
Year 23	\$ 615.18	\$ 41,626.91	2.50%	\$ 1,040.67	\$ 17,881.88	\$ 1,490.16
Year 24	\$ 624.40	\$ 42,251.31	2.50%	\$ 1,056.28	\$ 18,938.16	\$ 1,578.18
Year 25	\$ 633.77	\$ 42,885.08	2.50%	\$ 1,072.13	\$ 20,010.29	\$ 1,667.52
Year 26	\$ 643.28	\$ 43,528.36	2.50%	\$ 1,088.21	\$ 21,098.50	\$ 1,758.21
Year 27	\$ 652.93	\$ 44,181.29	2.50%	\$ 1,104.53	\$ 22,203.03	\$ 1,850.25
Year 28	\$ 662.72	\$ 44,844.01	2.50%	\$ 1,121.10	\$ 23,324.13	\$ 1,943.68
Year 29	\$ 672.66	\$ 45,516.67	2.50%	\$ 1,137.92	\$ 24,462.05	\$ 2,038.50
Year 30	\$ 682.75	\$ 46,199.42	2.50%	\$ 1,154.99	\$ 25,617.03	\$ 2,134.75
Year 31	\$ 692.99	\$ 46,892.41	2.50%	\$ 1,172.31	\$ 26,789.34	\$ 2,232.45
Year 32	\$ 703.39	\$ 47,595.79	2.50%	\$ 1,189.89	\$ 27,979.24	\$ 2,331.60
Year 33	\$ 713.94	\$ 48,309.73	2.50%	\$ 1,207.74	\$ 29,186.98	\$ 2,432.25
Year 34	\$ 724.65	\$ 49,034.38	2.50%	\$ 1,225.86	\$ 30,412.84	\$ 2,534.40
Year 35	\$ 735.52	\$ 49,769.89	2.50%	\$ 1,244.25	\$ 31,657.09	\$ 2,638.09

**20 yr employee**

3 highest yrs	\$ 39,808.52	1st ten years = 10 X .020 =	\$ 7,844.62
	\$ 39,220.22	2nd ten years = 10 x .0225 =	\$ 8,825.20
	<u>\$ 38,640.61</u>	Total Annual Retirement	<u>\$ 16,669.82</u>
	\$ 117,669.35	Monthly retirement	\$ 1,389.15
divided by three	\$ 39,223.12		

**25 yr employee**

3 highest yrs	\$ 42,885.08	1st ten years = 10 X .020 =	\$ 8,450.89
	\$ 42,251.31	2nd ten years = 10 x .0225 =	\$ 9,507.25
	<u>\$ 41,626.91</u>	Total Annual Retirement	<u>\$ 17,958.13</u>
	\$ 126,763.30	Monthly retirement	\$ 1,496.51
divided by three	\$ 42,254.43		

**30 yr employee**

3 highest yrs	\$ 46,199.42	1st ten years = 10 X .020 =	\$ 9,104.01
	\$ 45,516.67	2nd ten years = 10 x .0225 =	\$ 10,242.01
	<u>\$ 44,844.01</u>	Total Annual Retirement	<u>\$ 19,346.01</u>
	\$ 136,560.10	Monthly retirement	\$ 1,612.17
divided by three	\$ 45,520.03		

**35 yr employee**

3 highest yrs	\$ 49,769.89	1st ten years = 10 X .020 =	\$ 9,807.60
	\$ 49,034.38	2nd ten years = 10 x .0225 =	\$ 11,033.55
	<u>\$ 48,309.73</u>	Total Annual Retirement	<u>\$ 20,841.15</u>
	\$ 147,114.00	Monthly retirement	\$ 1,736.76
divided by three	\$ 49,038.00		

# ALASKA STATE LEGISLATURE

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## REPRESENTATIVE GARY DAVIS

April 7, 1999

### MEMORANDUM

TO: Representative Jeannette James, Chair  
House State Affairs Committee

FROM: Representative Gary Davis 

RE: Request for Hearing on House Bill 159 *"An Act granting certain employees in correctional facilities status as peace officers under the public employees' retirement system"*

Please schedule a committee hearing on the House Bill 159 at your earliest convenience. Attached are the following materials for inclusion in the committee packet:

- Sponsor Statement
- Sectional Analysis
- Affected Statutes
- Letters of support

Thank you for your consideration of this request. If you have any questions or would like additional information, please contact Deb Davidson of my staff.

Attachment





# ALASKA STATE LEGISLATURE

REPRESENTATIVE GARY DAVIS

## HOUSE BILL 159

### SPONSOR STATEMENT

Correctional officers, like police officers, parole officers and fire fighters have the opportunity to retire after acquiring 20 years of service. This opportunity is offered primarily as an employment incentive. The state recognizes that these individuals are in a highly stressful and dangerous type of employment and offers this as an inducement to them to remain with their careers.

Correctional officers, however, are not the only employees at Alaska's facilities faced with stressful, dangerous situations. Nor are they the only ones who have consistent contact with inmates on a daily basis. Most other employees also have constant contact. It doesn't matter whether they are working in the kitchen, in the infirmary, in maintenance, in the library or in the administrative offices. These employees work alongside of inmates every day. If there is a problem requiring a "lock down" situation, these employees are included in that lock down. It is this type of stress that can and does lead to high employee turnover. Allowing them to retire after 20 years of service instead of the current 30-year requirement can provide the incentive needed to keep them on the job.

House Bill 159 provides non-correctional officer employees this opportunity and incentive. In essence, it allows an individual to retire after 20 years of credited service at a correctional facility. The required employee contribution increases from 6.75 percent to 7.5 percent to match that of correctional officers. Credit for prior correction facility employment may be purchased for the cost of the additional employee contribution plus any required interest. Like correctional officers, these employees would be able to irrevocably terminate this coverage if they so chose.

House Bill 159 recognizes that any type of employment at correctional facilities can be stressful and dangerous. It provides individuals who work there with an incentive to remain at their jobs. It can also result in benefits to the state. With less employee turnover, fewer funds are needed to train new employees. These savings can revert to the general fund, or they can be used to provide additional on-going training for existing personnel.



# ALASKA STATE LEGISLATURE

REPRESENTATIVE GARY DAVIS

## HOUSE BILL 159

### SECTIONAL ANALYSIS

"An Act granting certain employees in correctional facilities status as peace officers under the public employees' retirement system."

- Section 1: Amends AS 39.35.680(28) to include employees of a correctional facility, other than correctional officers or superintendents in the definition of peace officer as it relates to the public employees' retirement system.
- Section 2: Allows an employee with prior credited service as a correctional facility employee to convert this to service as a peace officer by claiming that service before the employee retires. Upon claiming the prior service, the employee will owe an indebtedness equal to the contributions the employee would have made had the prior service counted toward peace officer service minus the contributions the employee actually made. Interest on this indebtedness accrues beginning July 1, 1999. Any outstanding indebtedness existing at the time of retirement will require an actuarial adjustment to the benefits payable.

or state government pays the employer's contributions. If the amount that the federal government may legally contribute to the system is lower than the required employer's contribution, the state government shall contribute the difference. If the employer's contributions are not paid when due, service credit for the period of delinquency may not be granted until the contributions are paid. (§ 1 ch 53 SLA 1965)

**Sec. 39.35.154. North Pacific Fishery Management Council employees.** An employee of the North Pacific Fishery Management Council appointed under 16 U.S.C. 1852(f)(1) (§ 302(f)(1) of P. L. 94-265), whose compensation is paid from allotted federal funds, is included in the system if the council pays the employer's contributions. If the employer's contributions are not paid when due, credited service for the period of delinquency may not be granted until the contributions are paid. (§ 1 ch 86 SLA 1977)

**Legislative history reports.** — For report on ch. 86, SLA 1977 (CSSB 135), see 1977 House Journal, p. 1206; 1977 Senate Journal, p. 535.

*Secs. 39.35.155 and 39.35.157. Former magistrates; Tokyo office employees. [Repealed, § 60 ch 21 SLA 1985.]*

**Sec. 39.35.158. Administrative director of courts.** An administrative director of the Alaska court system who withdraws from the judicial retirement system under AS 22.25.012 is eligible for membership in the system and shall receive credited service in the system for service rendered as administrative director. To be eligible for membership in the system under this subsection, the administrative director must contribute to the system

(1) the amount the director would have contributed if the director had been a member during the director's period of membership in the judicial retirement system; and

(2) any contributions for services as administrative director refunded by the system at the time the director became a member of the judicial retirement system. (§ 30 ch 146 SLA 1980)

### Article 3. Contributions by Employees.

#### Section

- 160. Amount of employee contributions
- 170. Employment contributions mandatory
- 190. Voluntary contributions by employee
- 200. Refund upon termination of employment for reason other than death

#### Section

- 230. Refund upon death of retired employee
- 240. Withdrawal of voluntary contributions

→ **Sec. 39.35.160. Amount of employee contributions.** (a) Beginning January 1, 1987, each peace officer or fire fighter shall contribute to the system an amount equal to seven and one-half percent of the peace officer's or fire fighter's compensation. Beginning January 1, 1987, each other employee shall contribute to the system an amount equal to six and three-quarters percent of the employee's compensation. The contributions shall be deducted by the employer at the end of each payroll period. The contributions shall be deducted from employee compensation before computation of applicable federal taxes, and the contributions shall be treated as employer contributions under 26 U.S.C. 414(h)(2).

(b) *[Repealed, § 6 ch 135 SLA 1980 and § 39 ch 146 SLA 1980.]* (§ 8 a ch 143 SLA 1960; am § 2 ch 235 SLA 1968; am § 3 ch 35 SLA 1969; am § 5 ch 109 SLA 1970; am § 5 ch 159 SLA 1972; am § 2 ch 58 SLA 1979; § 6 ch 135 SLA 1980; am § 39 ch 146 SLA 1980; am § 15 ch 82 SLA 1986)

(2) *[Repealed, § 60 ch 137 SLA 1982.]*

(3) *[Repealed, § 60 ch 137 SLA 1982.]*

(4) the adjustment was not the result of erroneous information supplied by the member or beneficiary;

(5) before the adjustment was made, the member or beneficiary received confirmation from the administrator that the employee's or beneficiary's records were correct; and

(6) the member or beneficiary had no reasonable grounds to believe the employee's or beneficiary's records were incorrect before the adjustment was made.

(b) In order to obtain consideration of a waiver under this section, the affected member or beneficiary must appeal to the board in writing within 30 days after receipt of notice that the records have been adjusted. The board shall rule on the appeal in writing within 120 days after its receipt.

(c) The board may, at its discretion, conduct a hearing on an appeal under this section. In reaching a decision on an appeal, the board may issue subpoenas, administer oaths, compel the attendance and testimony of witnesses, compel the taking of depositions and the submission of affidavits, and compel the production of documents and records.

(d) The board may impose conditions on the granting of a waiver which it considers equitable. These conditions may include requiring the member or beneficiary to make additional contributions to the system.

(e) The board may reconsider a ruling under this section upon request of the member or beneficiary or the administrator if the request is received within 30 days after the initial ruling. Any modification of the initial ruling must be made within 30 days after receipt of a request for reconsideration.

(f) Rulings and modifications of rulings under this section shall be by a majority of a quorum of the board.

(g) Rulings on appeals and requests for reconsideration under this section may be appealed by an aggrieved member or beneficiary to the superior court for abuse of discretion. (§ 9 ch 174 SLA 1978; am § 41 ch 13 SLA 1980; am § 60 ch 137 SLA 1982)

*Sec. 39.35.525. Limitation on use of credited service as peace officer or fireman. [Repealed, § 37 ch 106 SLA 1988.]*

→ **Sec. 39.35.527. Election to terminate coverage as a peace officer or fire fighter.** (a) Any active member may elect to irrevocably relinquish peace officer or fire fighter status with the system and to retain all credited service as if it had been acquired as a member other than a peace officer or fire fighter.

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

(c) As soon as possible after the relinquishment, the administrator shall refund to a person who relinquishes peace officer or fire fighter status under this section a refund equal to the amount by which the balance of the person's accumulated mandatory contributions plus interest exceeds the balance which would exist if all service credit had been acquired as a member other than a peace officer or fire fighter.

(d) A written request to relinquish peace officer or fire fighter status is irrevocable upon filing with the administrator. (§ 1 ch 27 SLA 1983)

*Revisor's notes.* — In 1989, the term "fire fighter" was substituted for "fireman" in this section under § 60, ch. 50, SLA 1989.

**Sec. 39.35.530. Limit on pension.** An employee may not simultaneously receive a pension under more than one section of this chapter. However, benefits under AS

## Article 8. General Provisions.

Section	Section
660. Nonguarantee of employment	680. Definitions
670. Fraud	690. Short title
675. Inclusion of cost-of-living differentials in compensation and benefits	

**Sec. 39.35.660. Nonguarantee of employment.** This chapter is not a contract of employment between an employer and an employee, nor does it confer a right of an employee to be continued in the employment of an employer, nor is it a limitation of the right of an employer to discharge an employee with or without cause. (§ 38 ch 143 SLA 1960)

**Sec. 39.35.670. Fraud.** A person who knowingly makes a false statement, or falsifies or permits to be falsified a record of this system, in an attempt to defraud the system, is guilty of a misdemeanor, and upon conviction is punishable by a fine of not more than \$500, or by imprisonment for not more than twelve months, or by both. (§ 41 ch 143 SLA 1960)

**Sec. 39.35.675. Inclusion of cost-of-living differentials in compensation and benefits.** (a) An employee shall make contributions to the system based on compensation including a cost-of-living differential.

(b) The amount of a cost-of-living differential may not be included in the employee's compensation for purposes of calculating benefits paid under this chapter unless the employee has received a cost-of-living differential in a comparable amount or of at least that many steps for at least 50 percent of the employee's credited service.

(c) When an employee receives a benefit, and if the employee's compensation for purposes of calculating the benefit does not include a cost-of-living differential, then the administrator shall refund to the employee the amount of contributions the employee made based on the differential.

(d) In this section "cost-of-living differential" means an adjustment to salary based on the cost of living in the geographic region where the employee works and includes a pay step differential under AS 39.27.020. (§ 46 ch 82 SLA 1986)

**Editor's notes.** — Section 58, ch. 82, SLA 1986, first hired under the Public Employees' Retirement System after December 31, 1986. provides that this section applies "only to members

→ **Sec. 39.35.680. Definitions.** In this chapter, unless the context otherwise requires,

(1) "active member" means an employee who is employed by an employer, is receiving compensation for seasonal, permanent full-time, or permanent part-time services, and is making contributions to the system;

(2) "actuarial adjustment" means equality in value of the aggregate expected payments under two different forms of pension payments, considering expected mortality and interest earnings on the basis of tables adopted from time to time by the board;

(3) "administrator" means the person appointed by the commissioner of administration under AS 39.35.050;

(4) "average monthly compensation" means the result obtained by dividing the compensation earned by an employee during a considered period by the number of months, including fractional months, for which compensation was earned; the considered period consists of (A) for employees first hired before July 1, 1996, the three consecutive payroll years during the period of credited service that yields the highest average, and (B) for employees first hired on or after July 1, 1996, the five consecutive payroll years during the period of credited service that yield the highest average, or if the employee does not have the required number of consecutive payroll years, the employee's period of credited

(27) "payroll year" means the period that includes the first pay period ending in January of a year through the last pay period ending in December of that year;

→ (28) "peace officer" or "fire fighter" means an employee occupying a position as a peace officer, chief of police, correctional officer, correctional superintendent, fire fighter, fire chief, or probation officer;

(29) "pension fund" or "fund" means the fund in which the assets of the system are deposited and held;

(30) "permanent full-time" means an employee who is occupying a permanent position that regularly requires working 30 or more hours a week;

(31) "permanent part-time" means an employee who is occupying a permanent position that regularly requires working at least 15 hours but less than 30 hours a week;

(32) "prescribed rate of interest" means the rate of interest used for computing employer contributions, for preparing actuarial tables used by the system and for crediting interest to employee contributions and savings accounts, and for charging interest on employee indebtedness accounts;

(33) "public organization" means an organization or entity

(A) created by the constitution or laws of the state for the purpose of administering state programs;

(B) whose officers and employees are paid by a method other than by the state payroll prepared by the Department of Administration; and

(C) whose employees are not required by law to participate in the system;

(34) "qualified domestic relations order" means a divorce or dissolution judgment under AS 25.24, including an order approving a property settlement, that

(A) creates or recognizes the existence of an alternate payee's right to, or assigns to an alternate payee the right to, receive all or a portion of the benefits payable with respect to an employee;

(B) sets out the name and last known mailing address, if any, of the employee and of each alternate payee covered by the order;

(C) sets out the amount or percentage of the employee's benefit, or of any survivor's benefit, to be paid to the alternate payee, or sets out the manner in which that amount or percentage is to be determined;

(D) sets out the number of payments or period to which the order applies;

(E) does not require any type or form of benefit or any option not otherwise provided by this chapter;

(F) does not require an increase of benefits in excess of the amount provided by this chapter, determined on the basis of actuarial value; and

(G) does not require the payment to an alternate payee of benefits that are required to be paid to another alternate payee under another order previously determined to be a qualified domestic relations order.

(35) "retired member" means an employee who is terminated, who has not received a refund from the system and is receiving a benefit other than disability, from the system;

(36) "retirement" means that period of time from the first day of the month following (A) the date of termination and (B) application for retirement, in which a person is appointed to receive a retirement benefit, other than occupational or nonoccupational disability benefit;

(37) "seasonal" refers to an employee who is occupying a position for less than 12 months each year where it is anticipated that the same employee will return to the position when needed and includes a temporary employee of the legislature if part of the service for the legislature during each calendar year is performed during a legislative session;

(38) "surviving spouse" means the spouse of an employee who has been married to the employee for at least one year at the time of the employee's death; the one-year marriage requirement does not apply when the employee's death was an occupational or accidental death;

Date: April 2, 1999  
To: All House and Senate Representatives  
From: Byron A. Loomis - Trades Leadman - SCCC  
Regarding: House Bill 159

Greetings:

I am writing you this letter to let you know how strongly I feel about this bill. Not only is it the right thing to do, it is well overdue.

I work side by side, day in and day out, with inmates who have tools of all types and descriptions at their disposal. I supervise, hire and fire these same felons and have a major impact on their quality of life in this institution.

My life and well being are every bit affected by this close proximity to these people, as are the correctional officers who work here at Spring Creek. For me to have to work 10 years longer than the corrections staff with the same conditions to receive a full pension is nothing short of a travesty.

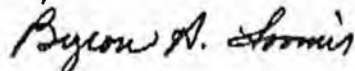
I realize there is a shortcoming in payments as to an early out on this issue, but I have no problem in making up the difference in wage compensation until a retirement bank has been satisfied.

Again I would like to state that this bill is only right and fair to those few of us who work under the same conditions but receive less compensation.

Thank you for your time and consideration on this Bill 159.

Respectfully submitted,

Byron A. Loomis



**Clifton Reagle**  
**P O BOX 3066**  
**Seward, AK 99664**

April 2, 1999

House and Senate Representatives

Dear Sir or Madam:

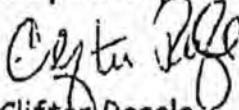
I am writing to you in regards to HB 159.

I am a maintenance employee at Spring Creek Correctional Center. I have been employed there since it opened in 1988. I have been required to work around inmates with infectlous diseases and have been threatened in the line of duty by inmates. Altercations have occurred in our maintenance shop resulting in severe physical harm to inmates and maintenance staff who were required to respond. Kitchen staff has been exposed to the same conditions and have been physically attacked by inmates. Some have been hurt so bad they were forced to retire for medical reasons.

HB 159 provides those of us who work under the same hazardous conditions as correctional and law enforcement officers with the same benefits. I am not asking for anything more than equal compensation for working under hazardous conditions.

Please support this bill sponsored by Senator Davis. Thank you for your time and consideration on this issue.

Respectfully submitted,

  
Clifton Reagle

Mary A. Sandy  
PO Box 32  
Moose Pass, AK 99631

April 2, 1999

All House and Senate Representatives

Dear Sir or Madam:

I am writing in regards to House Bill 159.

I have been an employee at Spring Creek Correctional Center for 3½ years at as an Admin Clerk. For the last two years I have been the reception desk at the facility. I believe, and have been told, that the worst case scenario in a prison take over would be to take out the front person, me, and then proceed to take over the prison. Every day I come to work I am aware of this, as is my family. When I was interviewed one of the questions they asked me was "if you were abducted by the prisoners, we could not give up the key to the prison to get you back. How do you feel about that?"

As part of my job I am required to be in prisoner areas and the food in our staff dining area is prepared by prisoners. We are given infectious diseases training and are allowed a yearly TB test and hepatitis vaccination as well. This is for a good reason. Eighty-eight percent of the prisoners here at SCCC have hepatitis. I am not only worried about diseases but bodily harm as well. A prisoner who is in here for murdering a woman followed me into a walk in cooler during lunchtime in the Staff Dining area. I could have been next. This particular prisoner had just been cutting up food with a butcher knife when I walked past him. Did I feel threatened, you bet I did. I reported the incident; he lost his job in the kitchen only to get it back a few months down the road.

I deal with prisoner families on a regular basis. I believe I am just as much in jeopardy with them, being on the outside, as I am with the prisoners here. Due to

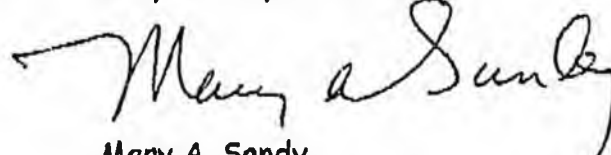
gang activity here in the prison I believe their people on the outside would do anything they ask.

So you can see that I believe I am just as much in risk as the correctional officers who only have to do 20 years to retire. I do not believe it is fair that we have to do 30 years in the same environment.

Please support this bill sponsored by Senator Davis.

Thank you for your time and consideration on this issue.

Respectfully submitted,

A handwritten signature in cursive script that reads "Mary A. Sandy". The signature is written in black ink and is positioned above the printed name.

Mary A. Sandy  
Concerned Employee

04/13/99  
09:16:24

LEGISLATIVE TELECONFERENCE NETWORK SYSTEM  
PARTICIPANT LIST (TESTIFIERS ONLY)  
TCN:90555 SCHEDULED FOR:04/13/99 08:00 TO 10:00  
PUBLIC HEARING HOUSE STATE AFFAIRS

JTN1150  
BY:JNU  
FOR:ALL

LOCATION: ANCHORAGE

HB 16		KAY	BURROWS	TESTIFY
HB 16		SHELBY	LARSON	TESTIFY

LOCATION: FAIRBANKS

HB 16	MS.	MONTA FAYE	LANE	AK CAREGIVERS	TESTIFY
HB 16	MR.	LESTER	WESTLING	AK CAREGIVERS	TESTIFY
HB 159	MR.	VINNIE	O'CONNOR	ASEA/AFSCME	TESTIFY

LOCATION: HOMER

HB 16	MR	FRED	LAU	HOMER SENIORS	TESTIFY
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LOCATION: KENAI LIO

HB 159	MS	FRANCES	REILLY	GGUF	TESTIFY
HB 159	MR.	HAL	FIMPLE	SELF	TESTIFY
HB 159	MR.	GREG	HORTON	LOCAL 71	TESTIFY
HB 159	MR.	ED	LINDQUIST	SELF	TESTIFY
HB 159	MR.	LORREL	LU DY	GGU	TESTIFY

LOCATION: SEWARD

HB 159	MS.	MARY	SANDY	TESTIFY
HB 159	MR	RANDY	BLUM	TESTIFY
HB 159	MR	WAYNE	ROMBERG	TESTIFY
HB 159	MS.	CAREY	QUIRING	TESTIFY
HB 159	MS.	SHERRY	APPEL	TESTIFY
HB 159	MRS.	GAIL	SELA	TESTIFY
HB 159	MR.	CLIFTON	REAGLE	TESTIFY
HB 159	MR.	CHARLES	PALMER ✓	TESTIFY
HB 159	MR.	RICHARD	SLAGLE ✓	TESTIFY
HB 159	MR	MIKE	HARBAUGH ✓	TESTIFY

04/13/99  
08:08:45

LEGISLATIVE TELECONFERENCE NETWORK SYSTEM  
PARTICIPANT LIST (TESTIFIERS ONLY)  
TCN:90555 SCHEDULED FOR 04/13/99 08:00 TO 10:00  
PUBLIC HEARING HOUSE STATE AFFAIRS

LTN1150  
BY:JNU  
FOR:ALL

LOCATION: ANCHORAGE

HB 16 KAY BURROWS TESTIFY

LOCATION: HOMER

HB 16 MR FRED LAU HOMER SENIORS TESTIFY

LOCATION: KENAI LIO

HB 159 MS FRANCES REILLY ✓ GGUF TESTIFY  
HB 159 MR. HAL FIMPLE ✓ SELF TESTIFY  
HB 159 MR. GREG HORTON ✓ LOCAL 71 TESTIFY  
HB 159 MR. ED LINDQUIST ✓ SELF TESTIFY  
HB 159 MR. LORREL LUDY ✓ GGU TESTIFY

LOCATION: SEWARD

HB 159 MS. MARY SANDY ✓ TESTIFY  
HB 159 MR RANDY BLUM ✓ TESTIFY  
HB 159 MR WAYNE ROMBERG ✓ TESTIFY  
HB 159 MS. CAREY QUIRING ✓ TESTIFY  
HB 159 MS. SHERRY APPEL ✓ TESTIFY  
HB 159 MRS. GAIL SELA ✓ TESTIFY  
HB 159 CLIFTON REAGLE ✓ TESTIFY

(12)

Limit 3 minutes

Kelly Marten  
Seward

HB 159

Whole Peninsula  
Taking leave from  
work!

(Fate did this!)

907-258-7267



21<sup>st</sup> Alaska State Legislature  
First Session, 1999

HB 159  
Teleconf.  
Wayne

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224-8105

Helmer Kaiser  
Ron Jackson  
Cliff Regal  
Wayne Romburg  
Byron Loomes

Doc.

Call 224-8600 after  
4.00 about  
teleconference from  
Seward.

I gave them the LHC in  
Seward.

April 13, 1999

They want to also get PERS, but will take care of it in a separate bill drafted by Cowdery. (I suggested they not do it in this bill.)

**ANCHORAGE POLICE DEPARTMENT**



**PAMELA J. PROVOST**  
EMERGENCY COMMUNICATIONS

4501 SOUTH BRAGAW ST.  
ANCHORAGE, ALASKA 99507

PHONE: (907) 786-8900  
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**ANCHORAGE POLICE DEPARTMENT**

**CONNIE HETTINGA**  
DISPATCH SUPERVISOR

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ANCHORAGE, ALASKA 99507-1599

TEL: (907) 786-8926  
FAX: (907) 786-8991

# FISCAL NOTE

STATE OF ALASKA  
1999 LEGISLATIVE SESSION

BILL NO. HB 150

Revision Date/Time (Note if correction) \_\_\_\_\_ Dept. Affected Administration  
 Title An Act granting certain employees in correctional BRU Centralized Administrative Services  
facilities status as peace officers under PERS. Component Retirement and Benefits  
 Sponsor Rep. Davis  
 Requester House State Affairs Component Serial No. 64

**Expenditures/Revenues** (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2000	FY 2001	FY 2002	FY 2003	FY 2004	FY 2005
Personal Services	375.0	375.0	375.0	375.0	375.0	375.0
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>375.0</b>	<b>375.0</b>	<b>375.0</b>	<b>375.0</b>	<b>375.0</b>	<b>375.0</b>

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ( )						
------------------------	--	--	--	--	--	--

**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	375.0	375.0	375.0	375.0	375.0	375.0
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
<b>TOTAL</b>	<b>375.0</b>	<b>375.0</b>	<b>375.0</b>	<b>375.0</b>	<b>375.0</b>	<b>375.0</b>

Estimate of any current year (FY99) cost: 0.0

**POSITIONS**

Full-time						
Part-time						
Temporary						

**ANALYSIS:** (Attach a separate page if necessary)

Approximately 274 employees of the Department of Corrections are affected by this bill. HB 159 will increase the State of Alaska's total contributions to PERS by approximately \$375.0 per year. This cost will change as salaries change. HB 159 will also affect other political subdivisions which have correctional facilities.

Prepared by Guy Bell, Director Phone \_\_\_\_\_  
 Division Retirement and Benefits Date/Time \_\_\_\_\_  
 Approved by Commissioner [Signature] Date 4/19/99  
 Agency Department of Administration

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Re: one more fiscal note

**Subject:** ~~Re: one more fiscal note~~

**Date:** Thu, 08 Apr 1999 16:02:52 -0800

**From:** Shari Kochman <shari\_kochman@gov.state.ak.us>

**Organization:** Alaska Office of the Governor

**To:** Barbara Cotting <Barbara\_Cotting@legis.state.ak.us>

ok

fyi - this would come from doa, not labor

Barbara Cotting wrote:

>

> Add one more bill to the list for April 13:

>

> **HB 159** PERS peace officer Status Correction Employee Labor