

other property, except books and magazines, shall be counted as part of the sums for which reimbursement may be claimed under this Act.

Approved May 1, 1929.

CHAPTER 83.

AN ACT

[S. B. 84]

Creating a teachers' pension board, a teachers' pension fund, providing for the payment of pensions to teachers of the public schools of the Territory of Alaska, and making an appropriation therefor.

Be it enacted by the Legislature of the Territory of Alaska:

Establish
teachers'
pension system.

Section 1. That a system of pensions for veteran and disabled teachers of the public schools of the Territory of Alaska is hereby created and established, and the creation, establishment and maintenance of such system is hereby declared to be required by sound public policy and for the improvement and betterment of the public schools of the Territory of Alaska.

Definitions.

Section 2. The term "public schools" as used herein shall mean all schools established or maintained under the provisions of Sections 322, 323, 324 and/or 627 of the Compiled Laws of Alaska, both within and without incorporated towns, all schools established or maintained under the laws passed by the Alaska Territorial Legislature, and all other schools of the Territory of Alaska supported wholly by the public funds of the United States or of the Territory of Alaska, or both, except the schools operated, established or maintained by the United States Bureau of Education. The term "public schools" as used herein shall not include the schools established, operated or maintained by the United States Bureau of Education, or any private or parochial school, or the Alaska Agricultural College

and School of Mines, or any night school, or any citizenship school. The word "teacher" as used herein shall mean any teacher, principal, supervisor or superintendent employed in any of the public schools of the Territory of Alaska as herein defined. The word "year" as used in this Act referring to the term of school service of a teacher shall mean the ordinary school year as the same is generally understood, which shall be of not less than six months duration, provided, however, that in special cases the Teachers' Pension Board by this Act created may determine what school service shall constitute the equivalent of a specified period of service under this Act.

Section 3. There is hereby created a Board for the Territory of Alaska to be known as the Teachers' Pension Board, consisting of the Governor, the Commissioner of Education and the Territorial Treasurer of the Territory of Alaska.

Section 4. Subject to the exceptions hereinafter stated, every person who has reached the age of fifty-five years who has been engaged in teaching for at least twenty-five years, and who has served as a teacher in the public schools of the Territory of Alaska for at least fifteen years, shall be entitled to receive from the teachers' pension fund as hereby created and defined the sum of Eight Hundred Dollars (\$800) per year, payable in four equal quarterly installments. Every such pension shall be paid to the person entitled thereto by the Territorial Treasurer of the Territory of Alaska from the said teachers' pension fund upon the order, certificate or voucher of the Teachers' Pension Board.

Section 5. No person shall be entitled to any of the benefits of this Act who has not been engaged in teaching for two years in the public schools of the Territory of Alaska within five years prior to the time of making an application for a pension hereunder. No

person shall be entitled to a pension hereunder during the time such person is engaged in teaching in any school, college or university, for hire, except a night school or citizenship school. Except in case of total and permanent disability to teach, no person shall be entitled to any of the benefits of this Act until such person shall have reached the age of fifty-five years. No person shall be employed or permitted to serve as a teacher in any public school of the Territory of Alaska after such person shall have reached the age of sixty-five years, if such person shall be entitled to receive a pension under the provisions of this Act and will be granted and receive such pension upon application therefor. Any teacher who receives or may hereafter receive the benefits of any teachers' pension or retirement fund or system of any other State, country, Territory, district or city shall receive a pension for only such a sum that the combined pensions will amount to Eight Hundred Dollars annually.

If receiving pension from other states, etc.

Permanent disability, how paid and when.

Section 6. Every person who shall have served as a teacher in the public schools of the Territory of Alaska for at least ten years, and who shall have become totally and permanently disabled to teach in such public schools during the time while such person is so engaged in teaching in the public schools of the Territory of Alaska or within two years thereafter, which disability shall be determined upon examination by physicians approved by the Teachers' Pension Board, shall, regardless of age, be entitled to receive from said teachers' pension fund an annual pension or allowance in a sum which bears the same relation to Eight Hundred Dollars (\$800) that the number of years which such person has so served as a teacher in the public schools of the Territory of Alaska does to twenty (20) years. To illustrate: if such person shall have served as a teacher in the public schools of the Territory of Alaska for five years, he or she shall be entitled to receive from said teachers' pension fund the sum of Two Hundred

Dollars (\$200) annually, that being the sum which bears the same relation to Eight Hundred Dollars (\$800) that five years does to twenty years. All sums paid from said teachers' pension fund under the provisions of this section shall be paid in four equal quarterly installments as in other cases.

Section 7. Every person claiming to be entitled to a pension under the provisions of this Act shall make application therefor to the Teachers' Pension Board, setting out the grounds of the application in such manner and form as the Board may prescribe, whereupon it shall be the duty of the Board to make such investigation concerning the facts of the application as to the Board may reasonably seem right, just and proper, and upon the conclusion of such investigation to make a determination or decision as to whether or not the applicant is entitled to a pension hereunder. If the Board decides and determines that the application is substantially true and that the applicant is entitled to a pension under the provisions of this Act, the Board shall certify that fact to the Territorial Treasurer of the Territory of Alaska who shall thereupon pay the pension thus allowed and certified by the Board to the applicant as long as he or she shall live and shall be entitled to a pension under the provisions of this Act, from said teachers' pension fund, provided said fund shall be sufficient for the payment thereof. The affirmative votes of at least two members of the Board shall be necessary to permit the Territorial Treasurer to make any payment to any person under the provisions of this Act. Any pension granted hereunder may be revoked by the Board upon satisfactory proof that the person claiming or drawing such pension is not entitled thereto under the provisions of this Act.

Application must be filed with and passed upon by Teachers' Pension Board.

Allowance and payment.

Proviso.

Section 8. From and after the first day of September, 1930, every person serving as a teacher in the public schools of the Territory of Alaska as herein

1% teacher's salary to Teachers' Pension Fund.

defined shall be required to pay to the Treasurer of the Territory of Alaska for said teachers' pension fund one per centum (1%) of his or her wages paid for such service in teaching. As to schools situated in the incorporated cities of the Territory of Alaska, all such sums so required to be paid by the teachers in the public schools into the teachers' pension fund shall be deducted by the school boards, or other public authority, employing such teachers from the wages or salaries of such teachers, and the same shall be semi-annually, to-wit, on the first day of January and the first day of July, of each year, by said school boards, or other public authority, paid to the Territorial Treasurer for deposit in said teachers' pension fund. As to schools situated outside of the incorporated cities of Alaska, the sums hereby required to be paid by the teachers of the public schools into the teachers' pension fund shall be withheld and deducted by the Commissioner of Education of the Territory of Alaska from the allotment or appropriations made to such schools of Territorial school funds for the payment of the salaries of teachers therein, and the sums so withheld and deducted by said Commissioner of Education shall be by him in like manner paid semi-annually to the Territorial Treasurer for deposit in said teachers' pension fund. There shall be also deposited in said fund any and all sums which may be appropriated by the Alaska Territorial Legislature therefor, as well as any and all sums which may be donated or bequeathed to said fund, or which may otherwise come into said fund.

City schools.

Schools outside
incorporated
towns.

Creation of
Teachers'
Pension Fund.

Section 9. A fund to be known as the teachers' pension fund is hereby created and established for the purpose of paying the pensions granted under the provisions of this Act. The teachers' pension fund shall be in the custody of the Territorial Treasurer of the Territory of Alaska, and shall be kept by him in a separate fund and not intermingled with other public moneys. No pensions shall be paid hereunder except

from said teachers' pension fund. Said Territorial Treasurer is hereby given full charge and control of said fund, with authority to keep and invest or reinvest, and to pay out and disburse the same as herein directed. The Territorial Treasurer is hereby authorized and directed to deposit the moneys coming into said fund in one or more authorized Territorial depositories, or to invest the same in United States Government bonds or other Government securities, as the Treasurer in his discretion may deem proper, and said Treasurer is authorized and empowered to sell from time to time, as he may deem proper, all such bonds or other securities and to reinvest the proceeds thereof in like bonds or securities or to deposit the same in banks at interest. Said Territorial Treasurer is further authorized, empowered and directed to pay and disburse from said teachers' pension fund, but not from any other public moneys, to all persons entitled thereto, all pensions and allowances to teachers hereunder certified and allowed by the Teachers' Pension Board in accordance with the provisions of this Act.

Use of pension fund by Treasurer outlined.

Pensions to be paid from fund only.

Section 10. The contract for teaching of every person serving as a teacher in the public schools of the Territory of Alaska after the first day of September, 1930, shall contain a provision that one per centum (1%) of such person's salary or wages for his or her services as a teacher in such public schools shall be paid into said teachers' pension fund, and shall for that purpose be withheld and deducted by the school board, the Commissioner of Education, or other public authority, employing such teacher, or paying such teacher his or her salary or wages for his or her services as a teacher, or having control of the funds appropriated or allotted for the salary or wages of such teacher for his or her services as such teacher, and no person shall be employed or shall serve as a teacher in any public school of the Territory of Alaska after September 1, 1930, who shall not have signed and executed a

Teacher's contract to contain provision for deduction for pension fund.

Teacher's contracts must contain pension deduction clause.

contract authorizing the school board, the Commissioner of Education, or other public authority, to deduct and withhold for deposit in said teachers' pension fund one per centum (1%) of such person's salary or wages for his services as such teacher.

Date of first payment.

Section 11. Pensions may be paid under the provisions of this Act at any time on or after October 1, 1930, for the quarter commencing October 1, 1930, but not on or for any period prior to October 1, 1930.

Appropriation for initial establishment.

Section 12. For the initial establishment of said teachers' pension fund, there is hereby appropriated from the moneys in the Treasury of the Territory of Alaska not otherwise appropriated the sum of Three Thousand Dollars (\$3,000), to be forthwith transferred by the Territorial Treasurer to said teachers' pension fund.

Approved May 1, 1929.

CHAPTER 84.

AN ACT

[H. B. 34]

To appropriate funds for the erection of an addition to, and the improvement of, the public school house at Hoonah, Alaska, making provision for the expenditure of said funds, and declaring an emergency.

Be it enacted by the Legislature of the Territory of Alaska:

Appropriation for school house at Hoonah.

Section 1. The sum of Four Thousand Dollars (\$4,000.00), or so much thereof as may be necessary, is hereby appropriated out of any monies in the Treasury of the Territory of Alaska not otherwise appropriated, for the erection and construction of an addition to, and the improvement of, the public school house at and in the Town of Hoonah, Alaska, provided however, the sum herein specified shall not be in addition to any other sums otherwise authorized by law.