



# LAWS OF ALASKA

1976

Source

SB 552

Chapter No.

169

## AN ACT

Relating to teachers' retirement; and providing for an effective date.

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

\* Section 1. AS 14.25.040 is repealed and re-enacted to read:

Sec. 14.25.040. MEMBERSHIP. A teacher or member contracting for service with a participating employer is subject to this chapter.

\* Sec. 2. AS 14.25.130(c) is amended to read:

(c) Once each year during the first five years following retirement of a teacher for disability under this section, and once every three-year period thereafter, the administrator may require a teacher who has not attained eligibility for normal retirement to undergo a medical or mental examination by a competent physician. The administrator shall suspend any disability retirement allowance for a teacher who refuses to undergo a physical or mental examination when requested by the administrator under this section.

\* Sec. 3. AS 14.25.140(b) is amended to read:

(b) The payment made for the month in which the disabled teacher recovers from his disability, dies or attains eligibility for normal retirement constitutes the last payment.

\* Sec. 4. AS 14.25 is amended by adding new sections to read:

Sec. 14.25.173. ADJUSTMENTS. If a change or error is made in the records maintained by the system or an error is made in computing a benefit, and as a result a teacher or member or beneficiary receives from the system more or less

than he would have been entitled to receive had the records been correct or had the error not been made, (1) the records or error shall be corrected, and (2), as far as practicable, future payments shall be adjusted so that the actuarial equivalent of the pension or benefit to which the teacher or member or beneficiary was correctly entitled will be paid. If no future benefit payments are due, a person who was paid any amount to which he or she was not entitled is liable for repayment of that amount, and a person who was not paid the full amount to which he or she was entitled shall be paid that amount.

Sec. 14.25.177. EFFECT OF AMENDMENTS. An amendment to this chapter which has the effect of directly or indirectly changing the amount of the benefit payments for which a teacher or member is eligible, only applies to teachers or members who have not yet retired under the early or normal retirement provisions, unless the amendment expressly provides for the inclusion of persons already receiving those payments.

\* Sec. 5. AS 14.25.110(c) and 14.25.220(25) are repealed.

\* Sec. 6. This Act takes effect July 1, 1976.