



# LAWS OF ALASKA

2002

**Source**  
CSHB 480(STA)

**Chapter No.**  
40

## AN ACT

Providing that the death of an employee killed because of the employee's job status shall be considered an occupational death for purposes of survivor's pension benefits in the teachers' retirement system and the public employees' retirement system.

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

THE ACT FOLLOWS ON PAGE 1

**Approved by the Governor:** June 7, 2002  
**Actual Effective Date:** September 5, 2002

AN ACT

1 Providing that the death of an employee killed because of the employee's job status shall be  
2 considered an occupational death for purposes of survivor's pension benefits in the teachers'  
3 retirement system and the public employees' retirement system.

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5 \* **Section 1.** AS 14.25.157 is amended by adding a new subsection to read:

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(d) If a member's death is caused by an act of assault, assassination, or terrorism directly related to the person's status as a member, whether the act occurs on or off the member's job site, the death shall be considered to have occurred in the performance of and within the scope of the member's duties for purposes of (a)(2) of this section. If the expressed or apparent motive and intent of the perpetrator of the harm inflicted upon the member was due to the performance of the member's job duties or employment as a member, the death shall be considered to be directly related to the member's status as a member. A member's job duties are those performed within the course and scope of the member's employment with an employer.

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Chapter 40

1           within the course and scope of the member's employment with an employer.

2    \* **Sec. 2.** AS 39.35.430 is amended by adding a new subsection to read:

3           (g) If an employee's death is caused by an act of assault, assassination, or  
4           terrorism directly related to the person's status as an employee, whether the act occurs  
5           on or off the employee's job site, the death shall be considered to have occurred in the  
6           performance of and within the scope of the employee's duties for purposes of (b)(2) of  
7           this section. If the expressed or apparent motive and intent of the perpetrator of the  
8           harm inflicted upon the employee was due to the performance of the employee's job  
9           duties or employment, the death shall be considered to be directly related to the  
10          employee's status as an employee. An employee's job duties are those performed  
11          within the course and scope of the person's employment with an employer.