

## CHAPTER 81

## AN ACT

[S. B. 104]

To amend Section 3358, Compiled Laws of Alaska, 1933, and to repeal Subsection "second" of Section 3356, Compiled Laws of Alaska, 1933.

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

Section 1. That Section 3358, Compiled Laws of Alaska, 1933, be, and it is hereby amended by adding thereto subsection "third" to read as follows:

Third. An action upon a liability created by statute, other than a penalty or forfeiture.

Section 2. That subsection "second" of Section 3356, Compiled Laws of Alaska, 1933, be, and the same is hereby repealed.

Approved March 27, 1947.

## CHAPTER 82

## AN ACT

[S. B. 78]

To amend Chapter 17, Session Laws of Alaska, 1945, relating to Teachers' Retirement.

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

Section 1. That sub-sections 2 and 9 of Section 2, Chapter 17, Session Laws of Alaska, 1945, are hereby amended to read as follows:

2. "Teacher" shall mean any certified teacher, principal, supervisor, or superintendent employed on a full time basis in the public schools of the Territory, including the Commissioner of Education, the Deputy Commissioner of Education and educational supervisors, and all resident teachers and instructors, including the administrative head, librarian and extension service personnel of the University of Alaska. This definition shall also include veteran teachers not so employed who have already rendered the years of service required for retirement as hereinafter set forth.

Teacher defined.

9. "Non-Revertible Funds" shall mean that portion of the Teachers' Retirement Fund not subject to withdrawal by teachers who might discontinue teaching service and membership in the system prior to retirement.

Section 2. That Section 4, Chapter 17, Session Laws of Alaska, 1945, is hereby amended to read as follows:

Section 4. RETIREMENT AGE BENEFITS. Every certified teacher who has taught school twenty-five years, of which period at least fifteen years have been spent in the public schools of the Territory or the University of Alaska, shall be eligible to retire from active teaching service and upon reaching the age of fifty-five years shall be entitled to receive from the Teachers' Retirement Fund a retirement salary of Twelve Hundred Dollars (\$1,200.00) per year payable in four equal quarterly installments, October 1, January 1, April 1, and July 1. To be eligible to receive retirement salary under

Retirement prerequisites

Age limit.

Retirement salary.

this Act a teacher must pay into the Retirement Fund an amount equal to twenty-five times ninety dollars (25 x \$90) and no teacher shall be required to pay a greater sum. All teachers actively engaged in the profession in Alaska, and those who may later come into the Retirement System, and all aged teachers not so engaged who have already rendered the required years of service and apply for retirement benefits, shall be given credit hereunder for all previous teaching service in the Territory; provided that all such teachers may also claim and be given credit for teaching service not exceeding ten years rendered by them respectively in any other political subdivision of the United States; provided, further, that in every case the last five years of teaching prior to retirement which are claimed and credited must have been in Alaska. All teachers shall have the privilege at any time of paying into the Retirement Fund, for each year of previous service, not to exceed twenty-five, and equal amounts shall be paid by the Territory into said Fund, as provided in Section 10 of this Act; or, in the alternative, the quarterly benefits payable to teachers after retirement may be withheld and credited on arrearages until such time as the total teacher's contribution in each case shall equal the sum due hereunder.

Credit for teaching outside Alaska.

Reimburse fund for previous service.

Exemption from local taxation.

Teachers' retirement salaries shall be exempt from any Territorial or municipal tax and shall not be subject to execution, attachment, garnishment or any other process whatsoever.

To be eligible for these benefits a teacher must retire from teaching service. After becoming eligible for retirement from active service a teacher may be retired or retained in service

at a discretion of the employer and the employee. Retirement is compulsory at the age of sixty-five. Beginning July 1, 1950, compulsory retirement shall be at age sixty; provided, however, the compulsory retirement provisions of this section shall not apply to the administrative head, teachers, instructors, librarian, and extension service personnel of the University of Alaska, except for the purpose of determining whether or not they shall become participating members of the Retirement System as prescribed in Section 8 hereof; provided, however, that university connected teachers of advanced years who have been admitted into the System prior hereto may hereafter elect whether to remain or withdraw. In case of withdrawal, the withdrawing teacher shall be refunded all money heretofore withheld from him or otherwise paid by him into the Retirement System.

Compulsory  
retirement age.

Exceptions.

Refund for  
withdrawal.

Section 3. That Section 6, Chapter 17, Session Laws of Alaska, 1945, is hereby amended to read as follows:

Section 6. RETIREMENT SALARY SUSPENDED IF REEMPLOYED. If any retired teacher shall be re-employed as a teacher in this Territory or any State, his retirement salary shall immediately be suspended for the period of such re-employment.

Reemployment  
as teacher  
suspends  
payments.

Section 4. (a) That the first paragraph of Section 10, Chapter 17, Session Laws of Alaska, 1945, is hereby amended to read as follows:

Section 10. SOURCE OF FUNDS. The Retirement Fund shall be created jointly by the teachers of the Territory, the incorporated cities, the University of Alaska, the office of the Commissioner of Education and the Territory

How fund  
created.

and payments shall be made into the Retirement Fund, as follows:

(b) That Section 10, Chapter 17, Session Laws of Alaska, 1945, is hereby further amended by adding thereto subsections 7 and 8, as follows:

7. Contribution by University of Alaska, Twenty-two and one-half Dollars (\$22.50) per year for each teacher or employee of the University under the Retirement System.

University  
of Alaska.

8. Contribution by the office of Commissioner of Education, Twenty-two and one-half dollars (\$22.50) per year for each employee under the Retirement System.

Commissioner  
of Education  
office.

Section 5. That Section 13, Chapter 17, Session Laws of Alaska, 1945, is hereby amended to read as follows:

Section 13. SUSPENDED CONTRIBUTION BY TERRITORY. Whenever the portion of non-revertible funds, as defined in Section 2, shall reach \$100,000, payments into the fund by the Territory by special appropriation as set forth in subsection 2 of Section 10 shall be suspended and shall not be resumed unless and until the portion of the Retirement Fund which is non-revertible falls below \$100,000; provided, however, that the other provisions for matching teachers' contributions, as set forth in Section 10, shall at all times remain in effect.

Limit set for  
matching by  
Territory.

Approved March 27, 1947.