

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 38
IN THE LEGISLATURE OF THE STATE OF ALASKA
THIRTY-FOURTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE SADDLER

Introduced: 3/5/25

Referred: Labor and Commerce, Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to supplemental employee benefits; and providing for an effective**
2 **date."**

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

4 * **Section 1.** AS 39.30.170(a) is amended to read:

5 (a) An employer **in the teachers' retirement system (AS 14.25) or the**
6 **Public Employees' Retirement System of Alaska (AS 39.35) that does not**
7 **participate in the federal social security system** may become a participating
8 employer in the employee benefits program under AS 39.30.150 - 39.30.180;
9 **however, an employee who is a member of the teachers' retirement system may**
10 **choose not to participate in the employee benefits program under AS 39.30.150 -**
11 **39.30.180** [IF

12 (1) THE EMPLOYER PARTICIPATES AS AN EMPLOYER IN
13 THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM UNDER AS 39.35; AND

14 (2) THE EMPLOYER

1 (A) IS ELIGIBLE FOR MEMBERSHIP IN BUT HAS
 2 NEVER ELECTED TO BECOME A MEMBER OF THE FEDERAL
 3 SOCIAL SECURITY SYSTEM; OR

4 (B) WITHDRAWS FROM MEMBERSHIP IN THE
 5 FEDERAL SOCIAL SECURITY SYSTEM].

6 * **Sec. 2.** AS 39.30.180(3) is amended to read:

7 (3) "participating employer" means

8 (A) the State of Alaska; [AND]

9 (B) an employer who

10 (i) [WHO] is an employer as defined in AS 14.25.220,
 11 14.25.590, AS 39.35.680, or 39.35.990; and

12 (ii) does not participate [WHO HAS NEVER
 13 PARTICIPATED IN OR HAS WITHDRAWN FROM
 14 PARTICIPATION] in the federal social security system [; AND

15 (iii) WHOSE PARTICIPATION IN THE
 16 SUPPLEMENTAL EMPLOYEE BENEFIT PROGRAM HAS BEEN
 17 APPROVED BY THE COMMISSIONER].

18 * **Sec. 3.** This Act takes effect July 1, 2025.