

LEGAL SERVICES

DIVISION OF LEGAL AND RESEARCH SERVICES
LEGISLATIVE AFFAIRS AGENCY
STATE OF ALASKA

(907) 465-3867 or 465-2450
FAX (907) 465-2029
Mail Stop 3101

State Capitol
Juneau, Alaska 99801-1182
Deliveries to: 129 6th St., Rm. 329

MEMORANDUM

February 13, 2018

SUBJECT: Rehire of retired teachers (CSHB 224());
Work Order No. 30-LS0759\O)

TO: Representative Jennifer Johnston
Attn: Elizabeth Rexford

FROM: Daniel C. Wayne
Legislative Counsel



The draft bill described above is attached. Please review it carefully.

We identified a possible conflict between section 1 of the bill and AS 14.20.165, which reads:

A teacher who held tenure rights and who was retired due to disability under AS 14.25.130, but whose disability (1) has been removed, and the removal of that disability is certified by a competent physician following a physical or mental examination, or (2) has been compensated for by rehabilitation or other appropriate restorative education or training, and that rehabilitation or restoration to health has been certified by the division of vocational rehabilitation of the Department of Labor and Workforce Development, shall be restored to full tenure rights in the district from which the teacher was retired, at such time as an opening for which the teacher is qualified becomes available.

To prohibit a reading of subsections (c) and (d) of the bill's sec. 14.20.136 as limitations on the rehire of a disabled teacher who has retired under AS 14.25.130 but is cleared to return to work under AS 14.20.165, we added a new subsection, (f), to sec. 14.20.136.

DCW:mlp
18-076.mlp

Attachment