



LAWS OF ALASKA

2003

Source
CSSB 192(L&C)

Chapter No.

AN ACT

Relating to teachers and training programs in the Department of Labor and Workforce Development, to the placement in the exempt service of certified teachers employed by the Department of Labor and Workforce Development, to their eligibility to participate in the Teachers Retirement System of Alaska, and to the functions of the Alaska Workforce Investment Board regarding the Kotzebue Technical Center and the Alaska Vocational Technical Center; relating to local workforce investment areas and boards; repealing the business incentive training program; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1

AN ACT

1 Relating to teachers and training programs in the Department of Labor and Workforce
2 Development, to the placement in the exempt service of certified teachers employed by the
3 Department of Labor and Workforce Development, to their eligibility to participate in the
4 Teachers Retirement System of Alaska, and to the functions of the Alaska Workforce
5 Investment Board regarding the Kotzebue Technical Center and the Alaska Vocational
6 Technical Center; relating to local workforce investment areas and boards; repealing the
7 business incentive training program; and providing for an effective date.

8 _____
9 * **Section 1.** AS 14.25.220(42) is amended to read:

10 (42) "teacher" or "member" means a person eligible to participate in
11 the system and who is covered by the system, limited to

1 (A) a certificated full-time or part-time elementary or
2 secondary teacher, a certificated school nurse, or a certificated person in a
3 position requiring a teaching certificate as a condition of employment in a
4 public school of the state, [OR IN] the Department of Education and Early
5 Development, or the Department of Labor and Workforce Development;

6 (B) a full-time or part-time teacher of the University of Alaska
7 or a person occupying a full-time administrative position at the University of
8 Alaska that requires academic standing; the approval of the administrator must
9 be obtained before an administrative position qualifies for membership in the
10 system; however, a teacher or administrative person at the university who is
11 participating in the optional university retirement program under AS 14.40.661
12 - 14.40.799 is not a member under this system;

13 (C) a state legislator who elects membership under
14 AS 14.25.040(b);

15 * **Sec. 2.** AS 23.15.550(a) is amended to read:

16 (a) The Alaska Workforce Investment Board is established in the department.
17 The board consists of the following voting members, not to exceed 26:

18 (1) the lieutenant governor or the lieutenant governor's designee;

19 (2) the commissioners of community and economic development,
20 education and early development, health and social services, and labor and workforce
21 development, or each respective commissioner's designee;

22 (3) one representative from the University of Alaska;

23 (4) four additional representatives of education, with one from local
24 public education, one from secondary vocational education, one from a postsecondary
25 vocational education institution, and one from adult basic education;

26 (5) four representatives of business and industry [, WITH AT LEAST
27 ONE REPRESENTATIVE FROM THE LOCAL WORKFORCE INVESTMENT
28 BOARDS APPOINTED UNDER 29 U.S.C. 2832];

29 (6) four representatives of organized labor whom [THAT] the
30 governor shall appoint from lists of nominees submitted by recognized state labor
31 organizations; the governor may reject a list submitted under this paragraph and

1 request that another list be submitted;

2 (7) at least one representative from an organization representing
3 employment and training needs of Alaska Natives;

4 (8) at least one representative of a community-based service
5 organization;

6 (9) at least one representative who has personal or professional
7 experience with developmental disabilities; and

8 (10) at least one and up to five additional members of the private
9 sector to ensure a private sector majority and regional and local representation on the
10 board.

11 * **Sec. 3.** AS 23.15.580(f) is amended to read:

12 (f) The following training programs are subject to the provisions of (d) and (e)
13 of this section:

14 (1) in the Department of Labor and Workforce Development or
15 operated by the department:

16 (A) programs under 29 U.S.C. 2801 - 2945 (Workforce
17 Investment Act of 1998), assisting communities in moving toward a self-
18 sustainable economy and providing training;

19 (B) state training and employment program (AS 23.15.620),
20 providing training and employment services for people who are unemployed or
21 likely to become unemployed, fostering new jobs, and increasing training
22 opportunities for workers severely affected by fluctuations in the state
23 economy or adversely affected by technology advances in the workplace;

24 (C) employment-related adult basic education;

25 (D) employment training services operated as part of the
26 Alaska temporary assistance program (ATAP);

27 (E) unemployment insurance grants provided under the federal
28 training relocation assistance program;

29 (F) Alaska works programs, assisting with the welfare-to-work
30 program;

31 **(G) Kotzebue Technical Center;**

1 **(H) Alaska Vocational Technical Center;**

2 (2) in the Department of Education and Early Development or operated
3 by the department, the non-public-school portions of the [FOLLOWING
4 PROGRAMS:]

5 (A) [KOTZEBUE TECHNICAL CENTER;

6 (B) ALASKA VOCATIONAL TECHNICAL CENTER;

7 (C)] vocational education and technical preparation **program**;

8 **and**

9 **(B)** [(D)] Alaska Career Information System.

10 * **Sec. 4.** AS 23.15.645(b) is amended to read:

11 (b) When a grant is awarded to the board, the department shall annually
12 provide to the board a priority list of targeted projects or services, based on
13 unemployment statistics, unemployment insurance claims, occupational and industrial
14 projections, availability of other training and employment programs, and other
15 relevant data. The department shall also provide annually to the board a priority list of
16 criteria for eligibility to maximize services to those people most in need of training
17 under AS 23.15.620 - 23.15.660. In developing the priority list for targeted projects
18 and services, the department shall solicit comments from the Department of Education
19 and Early Development, the Department of Community and Economic Development,
20 the University of Alaska, organized labor, **and** the board [, AND THE
21 ADMINISTRATIVE ENTITIES OF THE LOCAL WORKFORCE INVESTMENT
22 AREAS ESTABLISHED FOR THE BOARD]. The department shall give preference
23 to projects and services that train individuals in industries identified in the resident
24 hire report required under AS 36.10.130 as employing a disproportionate percentage
25 of nonresident individuals.

26 * **Sec. 5.** AS 39.25.110(7) is amended to read:

27 (7) certificated teachers employed by the Department of Education and
28 Early Development as correspondence teachers, teachers in skill centers operated by
29 the Department of Education and Early Development **or by the Department of**
30 **Labor and Workforce Development**, or in Mt. Edgecumbe School;

31 * **Sec. 6.** AS 23.15.651(c), 23.15.660(2), 23.15.700, 23.15.710, 23.15.720, 23.15.730,

1 23.15.740, 23.15.750, 23.15.760, 23.15.770, 23.15.780, 23.15.790, 23.15.800, and 23.15.810
2 are repealed.
3 * **Sec. 7.** This Act takes effect July 1, 2003.