

**HOUSE BILL NO. 91**

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-THIRD LEGISLATURE - FIRST SESSION

**BY REPRESENTATIVE MCCABE**

**Introduced: 3/1/23**

**Referred: Labor and Commerce, Judiciary**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to deduction of labor or employee organization dues or service fees**  
2 **from the pay of certain public employees; and providing for an effective date."**

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

4 **\* Section 1.** AS 23.40.075 is amended to read:

5 **Sec. 23.40.075. Items not subject to bargaining.** The parties may not  
6 negotiate terms contrary to the

7 (1) reemployment rights for injured state employees under  
8 AS 39.25.158;

9 (2) reemployment rights of the organized militia under AS 26.05.075;

10 (3) authority of the Department of Health under AS 47.27.035 to  
11 assign Alaska temporary assistance program participants to a work activity considered  
12 appropriate by the Department of Health;

13 (4) authority for agencies to create temporary positions under  
14 AS 47.27.055(c); [OR]

1 (5) provisions contained in a contract under AS 14.40.210(a)(4); **or**  
2 **(6) expiration of a payroll deduction under AS 23.40.220.**

3 \* **Sec. 2.** AS 23.40.220 is amended to read:

4 **Sec. 23.40.220. Labor or employee organization dues and employee**  
5 **benefits, deduction and authorization.** Upon written authorization of a public  
6 employee within a bargaining unit, the public employer shall deduct from the payroll  
7 of the public employee the monthly amount of dues, fees, and other employee benefits  
8 as certified by the secretary of the exclusive bargaining representative and shall  
9 deliver it to the chief fiscal officer of the exclusive bargaining representative.  
10 **Beginning July 1, 2024, an authorization under this section expires annually on**  
11 **July 1 unless reauthorized in writing by the public employee within 60 days**  
12 **before it expires.**

13 \* **Sec. 3.** The uncodified law of the State of Alaska is amended by adding a new section to  
14 read:

15 **APPLICABILITY.** This Act applies to an authorization under AS 23.40.220 made  
16 after the effective date of this Act.

17 \* **Sec. 4.** This Act takes effect July 1, 2023.