

SENATE BILL NO. 114

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - FIRST SESSION

BY THE SENATE JUDICIARY COMMITTEE

Introduced: 3/5/97

Referred: Judiciary

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to contributions from employee compensation for political
2 purposes; and prohibiting certain kinds of discrimination against employees for
3 political purposes."

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

5 * **Section 1.** AS 15.13 is amended by adding a new section to read:

6 **Sec. 15.13.160. Limitations on employers and labor organizations.** (a) An
7 employer or labor organization may not

8 (1) increase the salary of an officer or employee, or give an emolument
9 to an officer, employee, or other person or entity, with the intent that all or a part of
10 the increase or emolument be contributed or spent to support or oppose a candidate,
11 state official against whom a recall petition has been filed, political party, or group;
12 or

13 (2) discriminate against an officer or employee in the terms or
14 conditions of employment of the officer or employee for

1 (A) failure to contribute to a candidate, ballot proposition,
2 political party, or group;

3 (B) failure in any way to support or oppose a candidate, ballot
4 proposition, political party, or group; or

5 (C) supporting or opposing in any way a candidate, ballot
6 proposition, political party, or group.

7 (b) An employer or other person or entity responsible for the disbursement of
8 funds in payment of wages or salaries may not withhold or divert a portion of an
9 employee's wages or salaries for contributions to groups or for use as political
10 contributions unless the employee has filed a written authorization for the diversion
11 on a form prescribed by the commission. The form must inform the employee of the
12 prohibition against employer or labor organization discrimination described in (a)(2)
13 of this section. The written request is valid for no more than 12 months from the date
14 of signing by the employee.

15 (c) For a period of at least three years after a disbursement under (b) of this
16 section, a person or entity who withheld a contribution under (b) of this section shall
17 maintain documents and books of accounts, including a copy of each employee's
18 written request, the amounts and dates funds were actually withheld, and the amounts
19 and dates funds were transferred to a group. These documents and books of account
20 are open to public inspection during normal business hours.

21 * **Sec. 2.** AS 23.40.220 is amended to read:

22 **Sec. 23.40.220. Labor or employee organization dues and employee**
23 **benefits, deduction, and authorization.** Upon written authorization of a public
24 employee within a bargaining unit, the public employer shall deduct from the payroll
25 of the public employee the monthly amount of dues, fees, and other employee benefits
26 as certified by the secretary of the exclusive bargaining representative and shall deliver
27 it to the chief fiscal officer of the exclusive bargaining representative. **If all or part**
28 **of a deduction under this section will be used to make a political contribution, the**
29 **written authorization must comply with AS 15.13.160.**