

HOUSE BILL NO. 80

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - FIRST SESSION

BY REPRESENTATIVES MORGAN, Foster, Kapsner, Masek, Harris, Kott, Mulder, Croft, Dyson, Coghill, Rokeberg, Phillips, Murkowski, Halcro

Introduced: 2/3/99

Referred: House Special Committee on Military and Veterans' Affairs, State Affairs

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to a state employment preference for certain members of the
2 Alaska National Guard."

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

4 * **Section 1.** AS 39.25.159(a) is amended to read:

5 (a) A veteran or prisoner of war who possesses the necessary qualifications for
6 a job classification applied for under this chapter is entitled to a preference under this
7 subsection. In an examination to determine the qualification of applicants for the
8 classified service under merit system examination, five points shall be added to the
9 passing grade of a veteran, 10 points shall be added to the passing grade of a disabled
10 veteran, or 10 points shall be added to the passing grade of a prisoner of war. A
11 person may receive preference points under only one of the [THESE] categories
12 described in this subsection or in (d) of this section. A person may use the
13 preference without limitation when being considered for a position for which persons
14 who are not currently state employees are being considered. If consideration of

1 applicants is limited to state employees, preference points under this subsection may
2 not be counted. If a position in the classified service is eliminated, employees shall
3 be released in accordance with rules that give due effect to all factors. If all job
4 qualifications are equal, a veteran or prisoner of war shall be given preference over a
5 person who was not a veteran or prisoner of war, and the veteran or prisoner of war
6 shall be kept on the job. This subsection may not be interpreted to amend the terms
7 of a collective bargaining agreement.

8 * **Sec. 2.** AS 39.25.159 is amended by adding a new subsection to read:

9 (d) A member of the national guard who possesses the necessary qualifications
10 for a job classification applied for under this chapter is entitled to a preference under
11 this subsection. In an examination to determine the qualification of applicants for the
12 classified service under merit system examination, three points shall be added to the
13 passing grade of a member of the national guard. A person may use the preference
14 without limitation when being considered for a position for which persons who are not
15 currently state employees are being considered. If consideration of applicants is
16 limited to state employees, preference points under this subsection may not be counted.
17 If a position in the classified service is eliminated, employees shall be released in
18 accordance with rules that give due effect to all factors. If all job qualifications are
19 equal, a member of the national guard shall be given preference over a person who
20 was not a veteran, prisoner of war, or member of the national guard, and the member
21 of the national guard shall be kept on the job. This subsection may not be interpreted
22 to amend the terms of a collective bargaining agreement. In this subsection, "member
23 of the national guard" means a person who is presently serving as a member of the
24 Alaska National Guard and who has at least eight years of service in the Alaska
25 National Guard.