



LAWS OF ALASKA

2003

Source
SB 95

Chapter No.

AN ACT

Relating to strikes by employees of a municipal school district, a regional educational attendance area, or a state boarding school, and requiring notice of at least 72 hours of a strike by those employees.

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

THE ACT FOLLOWS ON PAGE 1

AN ACT

1 Relating to strikes by employees of a municipal school district, a regional educational
2 attendance area, or a state boarding school, and requiring notice of at least 72 hours of a strike
3 by those employees.

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5 * **Section 1.** AS 23.40.200(d) is amended to read:

6 (d) The class in (a)(3) of this section includes all other public employees who
7 are not included in the classes in (a)(1) or (2) of this section. **Subject to (g) of this**
8 **section, employees** [EMPLOYEES] in this class may engage in a strike if a majority
9 of the employees in a collective bargaining unit vote by secret ballot to do so.
10 [HOWEVER, IF AN IMPASSE OR DEADLOCK IS REACHED IN COLLECTIVE
11 BARGAINING NEGOTIATIONS BETWEEN A MUNICIPAL SCHOOL
12 DISTRICT, A REGIONAL EDUCATIONAL ATTENDANCE AREA, OR A STATE
13 BOARDING SCHOOL AND ITS EMPLOYEES, THE PARTIES SHALL SUBMIT
14 TO ADVISORY ARBITRATION BEFORE THE EMPLOYEES MAY ENGAGE IN

1 A STRIKE. THE ARBITRATOR SELECTED TO CONDUCT THE ADVISORY
2 ARBITRATION MUST BE A MEMBER OF THE AMERICAN ARBITRATION
3 ASSOCIATION PANEL OF LABOR ARBITRATORS OR THE FEDERAL
4 MEDIATION AND CONCILIATION SERVICE. IN SELECTING THE
5 ARBITRATOR, THE PARTIES SHALL REQUEST A LIST OF ARBITRATORS
6 WHO HAVE KNOWLEDGE OF AND RECENT EXPERIENCE IN THE LOCAL
7 CONDITIONS IN THE SCHOOL DISTRICT, REGIONAL EDUCATIONAL
8 ATTENDANCE AREA, OR STATE BOARDING SCHOOL. A LIST
9 CONTAINING AT LEAST FIVE NOMINEES WHO MEET THE
10 QUALIFICATIONS OF THIS SUBSECTION IS A COMPLETE LIST FOR THE
11 PURPOSE OF STRIKING NAMES AND SELECTING THE ARBITRATOR.]

12 * **Sec. 2.** AS 23.40.200 is amended by adding a new subsection to read:

13 (g) Under the provisions of (d) of this section, if an impasse or deadlock is
14 reached in collective bargaining negotiations between a municipal school district, a
15 regional educational attendance area, or a state boarding school and its employees,

16 (1) the parties shall submit to advisory arbitration before the
17 employees may vote to engage in a strike; the arbitrator shall

18 (A) be a member of the American Arbitration Association,
19 Panel of Labor Arbitrators, or the Federal Mediation and Conciliation Service;

20 (B) have knowledge of and recent experience in the local
21 conditions in the school district, regional educational attendance area, or state
22 boarding school; and

23 (C) be determined from a list containing at least five nominees
24 who meet the qualifications of this subsection; this list shall be considered a
25 complete list for the purpose of striking names and selecting the arbitrator;

26 (2) if, under (1) of this subsection, advisory arbitration fails, a strike
27 may not begin until at least 72 hours after notice of the strike is given to the other
28 party; in any event, a strike may not begin on or after the first day of the school term,
29 as that term is described in AS 14.03.030, unless at least one day in session with
30 students in attendance has passed after notice of the strike is given by the employees to
31 the other party.