

1 IN THE HOUSE

THE RULES COMMITTEE

2 HOUSE BILL NO. 260

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to labor hiring practices."
7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

8 * Section 1. PURPOSE. It is the policy of the state to dis-
9 courage discrimination in employment because of race, color, creed,
10 sex, national origin or place of residence; to encourage industrial
11 safety; and to develop and compute useful statistics relative to
12 the state's labor force, especially in skilled and semi-skilled
13 crafts, for the purpose of stimulating Alaska's economic growth,
14 attracting capital investment, and encouraging full employment of
15 able-bodied workmen in Alaska. The legislature finds that in
16 certain crafts, workmen may be dispatched from hiring halls of
17 labor organizations located outside the state directly to job
18 sites within the state or on its territorial waters. This prac-
19 tice diminishes the state's opportunities to enforce state policy
20 against discrimination in employment, makes difficult the develop-
21 ment and computation of useful data regarding the state's labor
22 force; and may directly or indirectly delay the development of a
23 stable economy in the state. Moreover, current practices may
24 lessen the availability to the Department of Labor of needed data
25 regarding possible violations of applicable state wage-and-hour,
26 workmen's compensation, and other laws, since workmen dispatched
27 from localities outside Alaska are more likely to be unfamiliar
28 with the provisions of Alaska law, the recourse and remedies
29 available to them in the event of violations thereof, and the

1 offices in Alaska of the state government and of their labor
2 organization where assistance may be obtained. In certain crafts
3 or trades, such as the fishing industry, the dispatching to job
4 sites in Alaska or within its territorial waters, renders more
5 difficult the collection of applicable state taxes and the enforce-
6 ment of state law and regulations to which union members are sub-
7 ject.

8 * Sec. 2. AS 23.10.200 is amended to read:

9 Sec. 23.10.200. UNLAWFUL LABOR PRACTICES. It is an
10 unlawful employment practice for

11 (1) an employer to refuse employment to a person,
12 or to bar him from employment, or to discriminate against him
13 in compensation or in terms, conditions or privileges of
14 employment because of his race, religion, color or national
15 origin;

16 (2) a labor organization, because of a person's
17 race, religion, color or national origin, to exclude or to
18 expel him from its membership, or to discriminate in any way
19 against one of its members or against an employer or an
20 employee; [.]

21 (3) an employer, labor organization or employment
22 agency to discharge, expel or otherwise discriminate against
23 a person because he has opposed a practice forbidden under
24 secs. 190 - 235 of this chapter or because he has filed a
25 complaint, testified or assisted in a proceeding under it;

26 (4) a person, whether or not an employer or an
27 employee, to aid, abet, incite, compel or coerce the doing of
28 an act forbidden under secs. 190 - 235 of this chapter or to
29 attempt to do so; [.]

1 (5) a labor organization or any of its officers,
2 agents, or employees to dispatch for work at a job site
3 located within Alaska or its territorial waters any member
4 of that labor organization, unless the dispatch originates
5 at a hiring hall located within the state, and written notice
6 of dispatch is delivered personally to the member within the
7 state.

8 * Sec. 3. AS 23.40 is amended by adding a new section to read:

9 Sec. 23.40.015. HIRING HALLS. Every labor organization
10 which has 100 or more members employed at job sites within
11 the state during any calendar year shall maintain at least
12 one hiring hall within the state and representative elected
13 for service in the state. Every labor organization shall
14 furnish the commissioner the address of its hiring hall or
15 halls, the name of the person in charge thereof, and the
16 business hours during which each hall is open.