

Original sponsor: Miller

Offered: 1/29/71  
Referred: Rules

1 IN THE SENATE

BY THE JUDICIARY COMMITTEE

2 CS FOR SENATE BILL NO. 38

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to unwarranted governmental invasions  
7 of the privacy of employees of the state and its  
8 political subdivisions."

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

10 \* Section 1. AS 39 is amended by adding a new chapter to read:

11 CHAPTER 26. RIGHTS OF STATE EMPLOYEES.

12 Sec. 39.26.010. PROHIBITED ACTS. (a) No department, agency,  
13 official, officer, or any person employed by the state or a political  
14 subdivision of the state, whether home rule or otherwise, may directly  
15 or indirectly:

16 (1) require or request any employee of the state or a  
17 political subdivision of the state or person seeking employment with  
18 the state or a political subdivision of the state to disclose his  
19 religion or national origin;

20 (2) require or request any employee of the state or a  
21 political subdivision of the state to participate in any way in any  
22 activity or undertaking unless the activity or undertaking is related  
23 to the performance of official duties;

24 (3) require or request any employee of the state or a  
25 political subdivision of the state to make any report concerning any  
26 of his activities or undertakings unless the activity or undertaking  
27 is related to the performance of his official duties;

28 (4) require or request any employee of the state or a  
29 political subdivision of the state or a person seeking employment with

1 the state or a political subdivision of the state to submit to any  
2 interrogation or examination or to take any psychological test which  
3 is designed to elicit from him information concerning his personal  
4 relationship with any person connected with him by blood or marriage,  
5 or concerning his religious beliefs or practices, or concerning his  
6 attitude or conduct with respect to sexual matters;

7 (5) coerce any employee of the state or a political sub-  
8 division of the state to invest his earnings in bonds or other obliga-  
9 tions or securities issued by the United States or any of its depart-  
10 ments or agencies;

11 (6) restrict or attempt to restrict after-working-hour  
12 statements, pronouncements or other activities, not otherwise prohibited  
13 by law, of employees of the state or a political subdivision of the  
14 state.

15 (b) The provisions of (a) of this section shall not be inter-  
16 preted as diminishing or taking away from the Department of Public  
17 Safety the duty to conduct criminal investigations of state employees  
18 suspected of being involved in criminal activity.

19 Sec. 39.26.020. APPLICATION OF PROVISIONS. The provisions of  
20 sec. 10 of this chapter apply to those state employees in the classi-  
21 fied and partially exempt services.

22 Sec. 39.26.030. PENALTY. A person who violates any provision  
23 of sec. 10 of this chapter is guilty of a misdemeanor.  
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