

Introduced: 1/18/72  
Referred: State Affairs;  
Labor & Management

1 IN THE SENATE

BY RAY

CS  
2 SENATE BILL NO. 286

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to public works contracts; and pro-  
7 viding for an effective date."

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

9 \* Section 1. AS 36.10.010 is amended to read:

10 Sec. 36.10.010. EMPLOYMENT PREFERENCE. In the performance of  
11 contracts let by the state, boroughs, cities and school districts  
12 for construction, repair, preliminary surveys, engineering studies,  
13 architectural work, planning, financial and bond consultation, mainten-  
14 ance work or any other retention of services necessary to complete  
15 any given project [OR MAINTENANCE WORK], 95 per cent residents shall  
16 be employed where they are available and qualified. If 10 or fewer  
17 persons are employed under the contract, then 90 per cent residents  
18 shall be employed where they are available and qualified. In all  
19 cases of public works projects, preference shall be given to residents.

20 \* Sec. 2. AS 36.10.070 is amended by adding a new subsection to read:

21 (b) When residents other than laborers but included in sec. 10  
22 of this chapter are unavailable the potential employer shall notify  
23 the commissioner of labor of the type and number of persons needed.  
24 The commissioner of labor shall investigate the facts and designate  
25 the number of nonresidents, if any, who may be employed and for what  
26 period.

27 \* Sec. 3. AS 36.10 is amended by adding new sections to read:

28 Sec. 36.10.075. DUTIES OF COMMISSIONER OF LABOR. The commissioner  
29 of labor shall promulgate regulations necessary to carry out the

1 provisions of this chapter including but not limited to the method,  
2 time and content of reporting by employers covered by this chapter and  
3 reporting provisions permitting on-going supervision by the Depart-  
4 ment of Labor on all public works projects covered by this chapter.

5 Sec. 36.10.076. DUTIES OF EMPLOYER. An employer covered by the  
6 provisions of this chapter shall notify, in a manner prescribed by the  
7 Department of Labor, the Department of Labor periodically regarding  
8 planned public works.

9 \* Sec. 4. AS 36.10.090 is amended by adding a new subsection to read:

10 (b) An employer covered by the provisions of this chapter who  
11 is found to be in violation of these provisions shall, in the case of  
12 a local government or school district, forfeit all state aid made  
13 available for the project in which the violation occurs and in addi-  
14 tion shall be denied 12 months of state revenue sharing or public school  
15 foundation money. A state department or agency head found to be in  
16 violation of this chapter shall forfeit his position.

\* Sec. 5. This Act takes effect on the day after its passage and  
approval or on the day it becomes law without approval.