

Introduced: 3/29/76
Referred: Select Committee on
Education and Judiciary

1 IN THE HOUSE

BY THE SELECT COMMITTEE
ON EDUCATION

CS HOUSE BILL NO. 885 (Rules)

2
3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the Public Employment Relations
7 Act; and providing for an effective date."

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

9 * Section 1. AS 23.40.200(c) is amended to read:

10 (c) The class in (a)(2) of this section is composed of public
11 utility, snow removal, sanitation and public school and other educational
12 institution employees. Employees in this class may engage in a strike
13 after mediation, subject to the voting requirement of (d) of this sec-
14 tion, for a limited time. The limit is determined by the interests of
15 the health, safety or welfare of the public. The public employer or the
16 labor relations agency may apply to the superior court in the judicial
17 district in which the strike is occurring for an order enjoining the
18 strike. The postsecondary education student committee established under
19 sec. 245 of this chapter may apply for an order enjoining a strike by
20 the faculty of a public institution of postsecondary education. A
21 strike may not be enjoined unless it can be shown that it has begun to
22 threaten the health, safety or welfare of the public. A court, in
23 deciding whether or not to enjoin the strike, shall consider the total
24 equities in the particular class. "Total equities" includes not only
25 the impact of a strike on the public but also the extent to which em-
26 ployee organizations and public employers have met their statutory
27 obligations. If an impasse or deadlock still exists after the issuance
28 of an injunction, the parties shall submit to arbitration to be carried
29 out under AS 09.43.030.

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1 * Sec. 2. AS 23.40 is amended by adding a new section to read:

2 Sec. 23.40.245. POSTSECONDARY STUDENT INVOLVEMENT IN COLLECTIVE
3 BARGAINING. (a) When a bargaining unit includes members of the faculty
4 of a public institution of postsecondary education, the employer or his
5 designated representative and the representative of the bargaining unit
6 shall permit the members of a postsecondary education student committee,
7 selected under (c) of this section, to

8 (1) attend and observe all meetings between the employer or
9 his designated representative and the representative of the bargaining
10 unit who are concerned with collective bargaining;

11 (2) comment in good faith during the meetings upon the
12 matters under consideration; and

13 (3) have access to all written documents pertaining to col-
14 lective bargaining exchanged by the employer or his designated represen-
15 tative and the representative of the bargaining unit, including copies
16 of any prepared written transcripts of the meetings.

17 (b) Members of the postsecondary education student committee may
18 not disclose any information concerning the substance of any collective
19 bargaining obtained by the members in the course of their activities
20 under (a) of this section, unless that information is released by either
21 the employer, his representative, or the representative of the bargain-
22 ing unit.

23 (c) For the purposes of this section, the Board of Regents of the
24 University of Alaska shall divide the state into three regions. The
25 three members of the postsecondary education student committee shall be
26 selected by a student executive officers council created in each of the
27 three regions. The student executive council for a region shall consist
28 of the executive officer of each elected student government organization
29 recognized by the Board of Regents of the University of Alaska within

1 that region. The student executive officers council of each region
2 shall choose one member to represent it on the postsecondary education
3 student committee. If a regional student executive officer's council
4 does not exist for each of the three regions, those regions which do
5 have such a council shall choose a representative for the region or
6 regions without such a council.

7 (d) The members of the postsecondary education student committee
8 need not be students.

9 * Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-
10 070(c).

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