

Original sponsor: Select Committee  
on Education

Offered: 5/1/76  
For Today's Calendar

1 IN THE HOUSE

BY THE RULES COMMITTEE

2 CS FOR HOUSE BILL NO. 885 (Rules)

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  
7 Relations Act; and providing for an effective  
8 date."

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

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

11 (c) The class in (a)(2) of this section is composed of public  
12 utility, snow removal, sanitation, [AND PUBLIC SCHOOL] and [OTHER] edu-  
13 cational institution employees. Employees in this class may engage in a  
14 strike after mediation, subject to the voting requirement of (d) of this  
15 section, for a limited time. The limit is determined by the interests  
16 of the health, safety or welfare of the public. The public employer or  
17 the labor relations agency may apply to the superior court in the  
18 judicial district in which the strike is occurring for an order en-  
19 joining the strike. A strike may not be enjoined unless it can be shown  
20 that it has begun to threaten the health, safety or welfare of the  
21 public. A court, in deciding whether or not to enjoin the strike, shall  
22 consider the total equities in the particular class. "Total equities"  
23 includes not only the impact of a strike on the public but also the  
24 extent to which employee organizations and public employers have met  
25 their statutory obligations. If an impasse or deadlock still exists  
26 after the issuance of an injunction, the parties shall submit to arbi-  
27 tration to be carried out under AS 09.43.030.

28 \* Sec. 2. AS 23.40 is amended by adding new sections to read:

29 Sec. 23.40.235. STATE LABOR RELATIONS BOARD. (a) There is in the

1 department the State Labor Relations Board. The board exercises the  
2 powers, functions and duties of the labor relations agency under secs.  
3 70 - 260 of this chapter. The board, its members, and staff are in the  
4 department for administrative support services only, and are not subject  
5 to the direction of the commissioner of labor.

6 (b) The board is composed of three members appointed by the gover-  
7 nor and confirmed by the legislature meeting in joint session.

8 (c) Members serve overlapping five-year terms. The first members  
9 appointed serve one-, three-, and five-year terms as determined by the  
10 governor.

11 (d) A vacancy in an unexpired term on the board shall be filled by  
12 appointment of the governor for the remainder of the term. The appoint-  
13 ment is subject to confirmation in the same manner as the original  
14 appointment.

15 (e) The board selects one of its members to serve as chairman.  
16 The chairman serves for his term as a member of the board.

17 (f) A majority of the board members constitutes a quorum for the  
18 transaction of business. The board may establish rules of procedure.

19 (g) Board members receive no salary but are entitled to per diem  
20 and travel expenses authorized by law for other boards and commissions.

21 (h) The board may employ personnel necessary for carrying out its  
22 duties.

23 Sec. 23.40.245. POSTSECONDARY STUDENT INVOLVEMENT IN COLLECTIVE  
24 BARGAINING. (a) When a bargaining unit includes members of the faculty  
25 of a public institution of postsecondary education, the employer or his  
26 designated representative and the representative of the bargaining unit  
27 shall permit the members of a postsecondary education student committee,  
28 selected under (c) of this section, to

29 (1) attend and observe all meetings between the employer or

1 his designated representative and the representative of the bargaining  
2 unit who are concerned with collective bargaining;

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

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

9 (b) Members of the postsecondary education student committee may  
10 not disclose to persons not on the committee any information relating to  
11 collective bargaining obtained by the members in the course of their  
12 activities under (a) of this section, unless that information is re-  
13 leased by either the employer, his representative, or the representative  
14 of the bargaining unit.

15 (c) For the purposes of this section, the Board of Regents of the  
16 University of Alaska shall divide the state into three regions. The  
17 three members of the postsecondary education student committee shall be  
18 selected by a student executive officers council created in each of the  
19 three regions. The student executive council for a region shall consist  
20 of the executive officer of each elected student government organization  
21 recognized by the Board of Regents of the University of Alaska within  
22 that region. The student executive officers council of each region  
23 shall choose one member to represent it on the postsecondary education  
24 student committee. If a regional student executive officer's council  
25 does not exist for each of the three regions, those regions which do  
26 have such a council shall choose a representative for the region or  
27 regions without such a council.

28 \* Sec. 3. AS 23.40.250(3) is repealed and re-enacted to read:

29 (3) "labor relations agency" means the State Labor Relations

1 Board established under sec. 235 of this chapter;

2 \* Sec. 4. This Act takes effect immediately in accordance with AS 01.10.-

3 070(c).

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