

Original sponsor: Chance, Croft,  
Hohman, et al

Offered: 5/20/75

1 IN THE SENATE

BY THE RULES COMMITTEE

2 CS FOR SENATE BILL NO. 135 (Rules)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to negotiations with certified  
7 employees of school districts and the mediation of  
8 disputes; and providing for an effective date."

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

10 \* Section 1. AS 14.20.570 is repealed and re-enacted to read:

11 Sec. 14.20.570. MEDIATION. (a) Upon the written request for  
12 mediation by an employee bargaining agency or a school board, and upon  
13 certification by the requesting party that good faith negotiations have  
14 terminated in an impasse, the following occurs:

15 (1) Within seven days of the certification the requesting  
16 party shall ask the United States Federal Mediation and Conciliation  
17 Service to serve as the agency to resolve the dispute. Within 10 days  
18 after receiving the request, the service may designate the person who  
19 will mediate the dispute and arrange for the first meeting between the  
20 disputing parties.

21 (2) If the U. S. Federal Mediation and Conciliation Service  
22 indicates it cannot function in the mediation process, the commissioner  
23 of labor shall submit a list of three names to each of the parties to  
24 the dispute. Each party may reject one of the names on the list and  
25 shall return that list to the commissioner of labor within five days of  
26 its receipt. Within 10 days after the lists have been received from  
27 all parties to the dispute the commissioner of labor shall designate the  
28 person who will be the mediator and arrange the first meeting between  
29 the disputing parties.

1 (3) The mediator shall chair all mediation meetings between  
2 the disputing parties and attempt to resolve the differences between the  
3 disputing parties and reach common acceptance of terms and conditions or  
4 other items in dispute wherever possible.

5 (4) Within 30 days of the initial meeting of the parties to  
6 the dispute the mediator shall have reduced all the agreed terms, con-  
7 ditions and other items to a written contract. If mutually agreed the  
8 period for reporting the contract to both parties may be extended.

9 (5) Each party to the dispute may select a team of not more  
10 than five persons to present the evidence, thinking and position of the  
11 group they represent, to the mediator.

12 (b) If the mediation meetings are held during the school day,  
13 teachers representing an employee bargaining agency shall be released  
14 from classroom or other assigned duties without penalty or loss of pay.

15 \* Sec. 2. AS 14.20.580 is repealed and re-enacted to read:

16 Sec. 14.20.580. THE MEDIATION REPORT. (a) Within 10 days each  
17 party to the dispute shall accept or reject in total the mediation  
18 report.

19 (b) If rejected by either party, the mediator shall have an addi-  
20 tional five days to review the objections and prepare a final report.

21 (c) If the final report is rejected by either side, the governor  
22 may appoint an advisory arbitrator to review the issues and make recom-  
23 mendations for solution.

24 \* Sec. 3. AS 14.20.590 is repealed and re-enacted to read:

25 Sec. 14.20.590. GRIEVANCE PROCEDURES. Negotiations agreements  
26 executed after the effective date of this Act shall provide for griev-  
27 ance procedures for the certificated staff. The grievance procedures  
28 shall provide that the final step in the procedure shall be binding  
29 arbitration. The negotiations agreement shall provide a method for the

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\* Sec. 4. AS 14.20.610 is repealed.

\* Sec. 5. This Act takes effect July 1, 1975.