

1 IN THE HOUSE

BY MALONE BY REQUEST

2 HOUSE BILL NO. 489

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to labor relations between school  
7 boards and employees."

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

9 \* Section 1. AS 14.20.550 is amended to read:

10 Sec. 14.20.550. NEGOTIATION WITH [CERTIFICATED] EMPLOYEES. Each  
11 city, borough and regional school board [,] shall negotiate with its  
12 [CERTIFICATED] employees in good faith on matters pertaining to their  
13 employment and the fulfillment of their [PROFESSIONAL] duties.

14 \* Sec. 2. AS 14.20.555(a) is amended to read:

15 (a) Negotiations between the [CERTIFICATED] employees of the  
16 regional educational attendance areas and the respective regional school  
17 boards shall be conducted by one team representing all the certificated  
18 employees, one team representing all the certificated administrative  
19 personnel if they have joined together to negotiate independently as  
20 provided in sec. 560(f) of this chapter, one team representing all the  
21 noncertificated employees, and one team representing all the partici-  
22 pating regional school boards.

23 \* Sec. 3. AS 14.20 is amended by adding a new section to read:

24 Sec. 14.20.565. NONCERTIFICATED EMPLOYEE BARGAINING GROUPS. (a)  
25 When a majority of the noncertificated employees in a school district  
26 have designated an organization of their own choosing to bargain for  
27 them, the organization shall be recognized by the school board as the  
28 bargaining agent for all the noncertificated employees.

29 (b) The organization representing a majority of the noncertificated

1 employees of a school district shall, upon the request of the school  
2 board, submit an affidavit verifying that it does represent a majority  
3 of the noncertificated employees. Recognition of the employee bargaining  
4 agency by a school board is valid for one year or a term agreed upon by  
5 the two parties to an agreement, unless a majority of the noncertifi-  
6 cated employees vote to request the termination of recognition of the  
7 employee bargaining agency. The school board is entitled to an affidavit  
8 of membership from the employee bargaining agency once each year.

9 (c) Upon the request of 25 per cent of the noncertificated em-  
10 ployees in a district, the school board shall hold, within 20 days, an  
11 election by secret ballot of all the noncertificated employees in order  
12 to determine their choice of a bargaining agency. The results of this  
13 election are binding for one year.

14 (d) A school board shall, upon the written request of the employee  
15 bargaining organization, meet with the representative of the organization  
16 within 20 days of the request at a time and place to be mutually agreed  
17 upon. In the same manner, representatives of an employee bargaining  
18 organization are required to meet with a school board or its represen-  
19 tatives within 20 days after receiving a written request. The school  
20 board and the employee organization may not select more than five rep-  
21 resentatives each to negotiate for them.

22 (e) The negotiating meeting may be held in executive session upon  
23 mutual agreement of both parties, but all final agreements shall be made  
24 at a public meeting of the school board.

25 \* Sec. 4. AS 14.20.590 is amended to read:

26 Sec. 14.20.590. GRIEVANCE PROCEDURES FOR CERTIFICATED EMPLOYEES.  
27 Negotiations agreements with certificated employees [EXECUTED AFTER THE  
28 EFFECTIVE DATE OF THIS ACT] shall define "grievances" and provide for  
29 grievance procedures for the certificated employees [STAFF]. The

1 grievance procedures shall provide that the final step in the procedure  
2 shall be binding arbitration. The negotiations agreement shall provide  
3 a method for the selection of an arbitrator.

4 \* Sec. 5. Section 4 of this Act is inapplicable to negotiations agree-  
5 ments executed before the effective date of this Act.

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