

Introduced: 4/21/77
Referred: Health, Education &
Social Services

1 IN THE HOUSE

BY PARR, BROWN, MCKINNON,
MILLER, RUDD AND DUNCAN

2 HOUSE BILL NO. 492

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 arbitration in teacher negotia-
7 tions; and providing for an effective date."

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

9 * Section 1. AS 14.20 is amended by adding a new section to read:

10 Sec. 14.20.585. BINDING ARBITRATION. (a) If the employee bar-
11 gaining agency and the school board are unable to reach agreement by
12 March 31, or if the final mediation report is rejected by either party,
13 the items at impasse shall be submitted to an arbitrator. The decisions
14 of the arbitrator are final and binding on both parties. The arbitrator
15 shall consider only the items at impasse and select for each item the
16 last best offer of either of the parties.

17 (b) The arbitrator shall be a person mutually acceptable to both
18 parties, but if no person is agreed upon within 10 days following the
19 issuance of the final mediation report, the American Arbitration Asso-
20 ciation shall be asked to name an arbitrator. The expenses of arbitra-
21 tion shall be shared equally by both parties.

22 (c) In making awards on the items at impasse, the arbitrator shall
23 limit the resultant financial effect of the award so that no munici-
24 pality is required to increase its local tax rates to meet the costs of
25 an award.

26 (d) A school district, except a school district defined in AS 14.-
27 12.010(3), may exempt itself from the provisions of this section by
28 ordinance adopted by the governing body of the municipality. No ordi-
29 nance authorizing an exemption from the provisions of this section is

1 effective unless submitted to the people of the municipality at a
2 regular or special election and approved by a majority of those voting
3 on the question.

4 (e) In a municipality which has not exempted itself from the pro-
5 visions of this section, certificated employees of the school district
6 may not engage in a strike. In a municipality which has exempted
7 itself in the manner provided in (d) of this section, the right of
8 certificated employees of the school district to strike is retained.

9 * Sec. 2. AS 14.20.560(e) is repealed and re-enacted to read:

10 (e) Negotiating sessions shall be open to the public.

11 * Sec. 3. AS 14.20.580(c) is repealed.

12 * Sec. 4. This Act takes effect July 1, 1977.