

Introduced: 3/9/77
Referred: Health, Education &
Social Services and Labor &
Management

1 IN THE SENATE

BY THE JUDICIARY COMMITTEE BY REQUEST

2 SENATE BILL NO. 229

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 certificated employees."

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

9 * Section 1. AS 14.20.555(a) is amended to read:

10 (a) Negotiations between the certificated employees of the region-
11 al educational attendance areas and the respective regional school
12 boards shall be conducted by one team representing all the certificated
13 teaching staff [EMPLOYEES], one team representing all the certificated
14 administrative personnel [IF THEY HAVE JOINED TOGETHER TO NEGOTIATE
15 INDEPENDENTLY AS PROVIDED IN SEC. 560(f) OF THIS CHAPTER], and one team
16 representing all the participating regional school boards.

17 * Sec. 2. AS 14.20.560(a), (b) and (c) are amended to read:

18 Sec. 14.20.560. [TEACHERS'] BARGAINING GROUPS. (a) When a major-
19 ity of the certificated teaching staff [EMPLOYEES] in a school district
20 have designated an educational organization of their own choosing to
21 bargain for them, the organization shall be recognized by the school
22 board as the bargaining agent for all the certificated teaching staff [,
23 EXCEPT SUPERINTENDENTS OF SCHOOLS]. When a majority of the certificated
24 administrative personnel in a school district have designated an educa-
25 tional organization of their own choosing to bargain for them, the
26 organization shall be recognized by the school board as the bargaining
27 agent for all the certificated administrative personnel. The membership
28 of any [SUCH RECOGNIZED] educational organization recognized under this
29 subsection shall be composed principally of those employed in the

1 teaching profession, as defined in sec. 370 of this chapter, in Alaska.

2 (b) An [THE] organization recognized under (a) of this section
3 [REPRESENTING A MAJORITY OF THE CERTIFICATED EMPLOYEES OF A SCHOOL DIS-
4 TRICT] shall, upon the request of the school board, submit an affidavit
5 verifying that it does represent a majority of the certificated teaching
6 staff or the certificated administrative personnel, as the case may be
7 [EMPLOYEES]. Recognition of the employee bargaining agency by a school
8 board is valid for one year or a term agreed upon by the two parties to
9 an agreement, unless a majority of the employees represented vote
10 [CERTIFIED STAFF VOTES] to request the termination of recognition of the
11 employee bargaining agency. The school board is entitled to an affi-
12 davit of membership from the employee bargaining agency once each year.

13 (c) Upon the request of 25 per cent of the certificated teaching
14 staff [EMPLOYEES] in a district, the school board shall hold, within 20
15 days, an election by secret ballot of all the certificated teaching
16 staff [EMPLOYEES] in order to determine their choice of a bargaining
17 agency. Upon the request of 25 per cent of the certificated administra-
18 tive personnel in a district, the school board shall hold, within 20
19 days, an election by secret ballot of all the certificated administra-
20 tive personnel in order to determine their choice of a bargaining
21 agency. The results of an [THIS] election held under this subsection
22 are binding for one year.

23 * Sec. 3. AS 14.20.570(b) is amended to read:

24 (b) If the mediation meetings are held during the school day,
25 certificated teaching staff or certificated administrative personnel
26 [TEACHERS] representing an employee bargaining agency shall be released
27 from classroom or other assigned duties without penalty or loss of pay.

28 * Sec. 4. AS 14.20.590 is amended to read:

29 Sec. 14.20.590. GRIEVANCE PROCEDURES. Negotiations agreements

1 [EXECUTED AFTER THE EFFECTIVE DATE OF THIS ACT] shall define "grie-
2 vances" and provide for grievance procedures for the certificated
3 teaching staff or certificated administrative personnel, as the case may
4 be. The grievance procedures shall provide that the final step in the
5 procedure shall be binding arbitration. The negotiations agreement
6 shall provide a method for the selection of an arbitrator.

7 * Sec. 5. AS 14.20 is amended by adding a new section to read:

8 Sec. 14.20.615. DEFINITIONS. As used in secs. 550 - 610 of this
9 chapter,

10 (1) "certificated administrative personnel" includes the
11 following certificated employees: principals and assistant principals,
12 regardless of whether they teach, and any teacher who is also the chief
13 administrator in a school;

14 (2) "certificated employees" does not include superintendents
15 of schools;

16 (3) "certificated teaching staff" means all certificated
17 employees who are not certificated administrative personnel.

18 * Sec. 6. AS 14.20.560(f) is repealed.

19 * Sec. 7. Sec. 4 of this Act is inapplicable to negotiations agreements
20 executed before the effective date of this Act.

21 * Sec. 8. When an employee bargaining agency has been recognized by a
22 school board under AS 14.20.560 before the effective date of this Act, the
23 applicability of secs. 1 - 5 of this Act to the bargaining agency and the
24 employees represented by it is suspended until the recognition terminates
25 under the provisions of AS 14.20.560(b) as it exists on the day before this
26 Act takes effect or until one year after the effective date of this Act,
27 whichever occurs first.

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