

Introduced: 8/6/79
Referred: Labor &
Management

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

1 IN THE SENATE

2 SENATE BILL NO. 291

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SPECIAL SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the effective date of the monetary
7 terms of collective bargaining agreements; to the
8 approval of the monetary terms for collective bar-
9 gaining agreements for more than one year; to the
10 coverage and exclusion of certain classes of employees
11 from collective bargaining agreements; to the exclu-
12 sion of covered employees from certain provisions of
13 the personnel laws; and providing effective dates."

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

15 * Section 1. AS 23.40.215 is amended to read:

16 Sec. 23.40.215. FUNDING. (a) The monetary terms of any agree-
17 ment entered into under the Public Employment Relations Act are subject
18 to funding through legislative appropriation, and those terms may not
19 become effective until the beginning of the first fiscal year following
20 the date of the enactment of the appropriation.

21 (b) When the monetary terms of an agreement for more than one
22 year are approved by an appropriation and the agreement makes no
23 provision for reopening and negotiating adjustments in those monetary
24 terms during the life of the agreement, the appropriation shall be for
25 the entire cost of the monetary terms to be expended in successive
26 fiscal years in accordance with those terms over the life of the
27 agreement, and its enactment shall constitute a contract by the state
28 not to repeal or diminish the appropriation during the life of the
29 agreement.

- 1 * Sec. 2. AS 23.40.250(5) is amended to read:
2 (5) "public employee" means any employee of a public
3 employer, including a crew member of a vessel of the marine transporta-
4 tion system, whether or not in the classified service of the public
5 employer, except elected or appointed officials or directors, deputy
6 directors, or assistant directors of divisions, or teachers or noncerti-
7 ficated employees of school districts;
- 8 * Sec. 3. AS 23.40.250(7) is amended to read:
9 (7) "terms and conditions of employment" means the hours of
10 employment, the compensation and fringe benefits, and the employer's
11 personnel policies affecting the working conditions of the employees;
12 but does not mean the general policies describing the function and
13 purposes of a public employer or the provisions for retirement or
14 social security prescribed by AS 39.30 and AS 39.35.
- 15 * Sec. 4. AS 39.25.170 is amended by adding a new subsection to read:
16 (c) This section does not apply to persons whose terms of employ-
17 ment are covered by a collective bargaining agreement under the Public
18 Employment Relations Act (AS 23.40).
- 19 * Sec. 5. AS 39.27 is amended by adding a new section to read:
20 Sec. 39.27.005. COVERAGE OF CHAPTER. This chapter applies to
21 persons whose terms of employment with the state are not covered by a
22 collective bargaining agreement under the Public Employment Relations
23 Act (AS 23.40).
- 24 * Sec. 6. AS 23.40.040 is repealed.
- 25 * Sec. 7. Secs. 1, 3, 5, and 7 of this Act take effect immediately in
26 accordance with AS 01.10.070(c).
- 27 * Sec. 8. Secs. 2, 4, and 6 of this Act take effect July 1, 1980.
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