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Referred: Health, Education &
Social Services and Judiciary

BY DUNCAN, BROWN, BUCHHOLDT,
COTTEN, MCKINNON, MALONE,
MILLER, PARKER AND PARR

1 IN THE HOUSE

2 HOUSE BILL NO. 487

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH 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. ARBITRATION. (a) If the employee bargaining
11 agency and the school board are unable to reach agreement by March 31 of
12 the current school year or if the final mediation report is rejected by
13 either party, the items at impasse shall be submitted to an arbitrator.
14 Submission shall be by each party separately. Each submission shall
15 state the final offer on each of the items at impasse, and only on those
16 items, and shall be certified by the authorized representative of the
17 employee bargaining agency or of the school board. The arbitrator shall
18 select on an "item by item" basis the offer which he judges to be the
19 most reasonable and equitable, and shall issue an award incorporating
20 the selected offers without modification. The award of the arbitrator
21 is final and binding on both parties. The award of the arbitrator is
22 subject to judicial vacation only on the grounds specified in AS 09.43.-
23 120 and is subject to judicial modification or correction only on the
24 grounds specified in AS 09.43.130.

25 (b) The arbitrator shall be a person mutually acceptable to both
26 parties, but if no person is agreed upon within 10 days following
27 March 31 or the issuance of the final mediation report, whichever is
28 earlier, the American Arbitration Association shall be asked to name an
29 arbitrator. Within 10 days of the receipt of the request, the American

1 Arbitration Association shall appoint an Alaskan resident as arbitrator.
2 The expenses of arbitration shall be shared equally by both parties.

3 (c) The arbitrator may not make an award which will require a
4 municipality to increase its local tax rate to meet the cost of the
5 award or will require an increase in state funding for a regional educa-
6 tional attendance area.

7 * Sec. 2. AS 14.20.580(c) is repealed.

8 * Sec. 3. This Act takes effect July 1, 1980.

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