

Introduced: 3/5/81  
Referred: Health, Education &  
Social Services

BY GARDINER, MOSS, ADAMS,  
AND ZHAROFF

1 IN THE HOUSE

2 HOUSE BILL NO. 268

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the protection of the health and  
7 safety of teachers and other school employees."

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

9 \* Section 1. AS 14.08.111 is amended by adding a new paragraph to read:

10 (9) provide for the protection of the health and safety of  
11 employees of the regional educational attendance area while they are  
12 engaged in the performance of their duties and job-related assignments.

13 \* Sec. 2. AS 14.14.090 is amended by adding a new paragraph to read:

14 (7) provide for the protection of the health and safety of  
15 employees of the school district while they are engaged in the perfor-  
16 mance of their duties and job-related assignments.

17 \* Sec. 3. AS 14.08 is amended by adding a new section to read:

18 Sec. 14.08.171. INJURY LEAVE. (a) A regional school board shall  
19 allow a teacher injury leave if the teacher is physically or mentally  
20 incapacitated for further performance of duty as a result of an injury  
21 sustained in the course of employment as a teacher. The teacher may  
22 take injury leave until he is no longer disabled or until he is eligible  
23 for disability benefits. A physician's certification of the disability  
24 is required before injury leave may be granted. While on injury leave,  
25 a teacher is entitled to base salary and benefits. A teacher who is  
26 entitled to injury leave under this section is not required to take  
27 sick leave before taking injury leave.

28 (b) The taking of injury leave shall be reduced by the amount of  
29 wage continuation payments made under the Alaska Workers' Compensation

1 Act (AS 23.30).

2 \* Sec. 4. AS 14.14 is amended by adding a new section to read:

3 Sec. 14.14.109. INJURY LEAVE. (a) A school board shall allow a  
4 teacher injury leave if the teacher is physically or mentally incapacitated  
5 for further performance of duty as a result of an injury sustained  
6 in the course of employment as a teacher. The teacher may take injury  
7 leave until he is no longer medically disabled or until he is eligible  
8 for disability benefits. A physician's certification of the disability  
9 is required before injury leave may be granted. While on injury leave,  
10 a teacher is entitled to base salary and benefits. A teacher who is  
11 entitled to injury leave under this section is not required to take  
12 sick leave before taking injury leave.

13 (b) The taking of injury leave shall be reduced by the amount of  
14 wage continuation payments made under the Alaska Workers' Compensation  
15 Act (AS 23.30).

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

17 Sec. 14.20.096. RIGHT TO REFUSE UNSAFE ASSIGNMENTS. A teacher  
18 may refuse to undertake duties which the teacher believes to be a  
19 danger to personal health or safety. A teacher may not be disciplined,  
20 dismissed, deprived of any professional advantage, suffer loss of  
21 salary or benefits, or in any other way be penalized for refusing to  
22 undertake duties as allowed by this section.  
23  
24  
25  
26  
27  
28  
29