

1 IN THE HOUSE

BY THE LABOR AND
COMMERCE COMMITTEE

2

HOUSE BILL NO. 305

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act relating to transportation of pupils; and
7 providing for an effective date."

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

9 * Section 1. LEGISLATIVE FINDINGS. The legislature finds that the
10 driving conditions existing in this state are unique and require school bus
11 drivers to have experience in driving a vehicle on the roads and under the
12 conditions existing in the state in order to ensure that they are adequate-
13 ly trained. The legislature also finds that in order to properly train
14 school bus drivers, drivers should be licensed in this state for a minimum
15 period of two years, as required in sec. 5 of this Act.

16 * Sec. 2. AS 14.09.010 is amended by adding a new subsection to read:

17 (d) A school district, transportation contractor, or other
18 recipient of state funds for pupil transportation shall establish two
19 wage schedules for its employees who provide pupil transportation
20 services. One wage schedule must include employees, other than driv-
21 ers, paid on an hourly basis, by classification. The other wage
22 schedule must include drivers, by classification. After an entity
23 establishes a wage schedule required by this subsection, an employee
24 hired by that entity to provide substantially the same pupil transpor-
25 tation services as an employee compensated according to the estab-
26 lished wage schedule shall be compensated at a rate not less than that
27 established by the wage schedule. If wages paid to the employee are
28 higher than the rate established by the wage schedule, the wage
29 schedule shall be amended to conform to the higher wage rate.

1 * Sec. 3. AS 23.10.065 is amended to read:

2 Sec. 23.10.065. MINIMUM WAGES. Except as provided under (b) of
3 this section, an [AN] employer shall pay to each employee wages at a
4 rate of not less than 50 cents an hour greater than the prevailing
5 Federal Minimum Wage Law or \$2.60 an hour, whichever is greater, for
6 hours worked in a pay period, whether the work is measured by time,
7 piece, commission or otherwise. An employer may not apply tips or
8 gratuities bestowed upon employees as a credit toward payment of the
9 minimum hourly wage required by this section. Tip credit as defined
10 by the Fair Labor Standards Act of 1938 as amended does not apply to
11 the minimum wage established by this section.

12 * Sec. 4. AS 23.10.065 is amended by adding a new subsection to read:

13 (b) An employer shall pay to each person employed as a school
14 bus driver wages at a rate of not less than two and one-half times the
15 prevailing Federal Minimum Wage Law, for hours worked in a pay period,
16 whether work is measured by time, commission, or otherwise. An em-
17 ployer may not apply fringe benefits as a credit toward payment of the
18 minimum wage established under this subsection.

19 * Sec. 5. AS 28.15.046(b) is amended to read:

20 (b) The department may not issue a license under this section
21 unless the applicant

22 (1) is at least 21 [19] years of age;

23 (2) has had a license issued by the department to operate a
24 motor vehicle at least two years [ONE YEAR] before the date of appli-
25 cation;

26 (3) has successfully completed all required driving, writ-
27 ten, and physical examinations;

28 (4) has submitted information sufficient to complete a
29 background check consisting of a fingerprint check of national

1 criminal records and state criminal records of the state or states in
2 which the applicant has resided for the past two years;

3 (5) has completed a state approved school bus driver train-
4 ing course established under AS 14.07.020(a)(14) or has for the previ-
5 ous two years been licensed by the state to operate a school bus.

6 * Sec. 6. This Act takes effect September 1, 1987.