

Original sponsor: Labor and Commerce
Committee

1 IN THE HOUSE BY THE TRANSPORTATION COMMITTEE
2 CS FOR HOUSE BILL NO. 305 (Transportation)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 FIFTEENTH LEGISLATURE - SECOND 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 one year, as required under AS 28.15.046(b)(2), as amended by
16 sec. 5 of this Act.
17 * Sec. 2. AS 23.10.055(5) is amended to read:
18 (5) an individual employed by the United States or by the
19 state or political subdivision of the state, except as provided in
20 AS 23.10.065(b), including prisoners not on furlough detained or
21 confined in prison facilities;
22 * Sec. 3. AS 23.10.065 is amended to read:
23 Sec. 23.10.065. MINIMUM WAGES. Except as provided under (b) of
24 this section, an [AN] employer shall pay to each employee wages at a
25 rate of not less than 50 cents an hour greater than the prevailing
26 Federal Minimum Wage Law or \$2.60 an hour, whichever is greater, for
27 hours worked in a pay period, whether the work is measured by time,
28 piece, commission or otherwise. An employer may not apply tips or
29 gratuities bestowed upon employees as a credit toward payment of the

1 minimum hourly wage required by this section. Tip credit as defined
2 by the Fair Labor Standards Act of 1938 as amended does not apply to
3 the minimum wage established by this section.

4 * Sec. 4. AS 23.10.065 is amended by adding new subsections to read:

5 (b) Subject to the limitation under (c) of this section, an
6 employer shall pay to each person employed as a school bus driver
7 wages at a rate of not less than two times the minimum wage
8 established under (a) of this section, for hours worked in a pay
9 period, whether work is measured by time, commission, or otherwise.
10 . An employer may not apply fringe benefits as a credit toward payment
11 of the minimum wage established under this subsection.

12 (c) Notwithstanding (b) of this section, an employer who con-
13 tracts with the Department of Education or a school district to pro-
14 vide school bus transportation services is not required to adjust
15 school bus driver wages under (b) of this section, except when enter-
16 ing into or renewing the contract.

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

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

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

21 (2) has had a license issued by the department to operate a
22 motor vehicle at least one year before the date of application and has
23 had a license to operate a motor vehicle at least three years before
24 the date of application;

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

27 (4) has submitted information sufficient to complete a
28 background check consisting of a fingerprint check of national crimi-
29 nal records and state criminal records of the state or states in which

1 the applicant has resided for the past two years;

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

5 * Sec. 6. This Act takes effect September 1, 1988.