

Original sponsor: Labor and Commerce
Committee

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2

CS FOR HOUSE BILL NO. 305 (Finance)

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 wages and licensing of school bus
7 drivers; and providing for an effective date."

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

9 * Section. 1. AS 23.10.055(5) is amended to read:

10 (5) an individual employed by the United States or by the
11 state or political subdivision of the state, except as provided in
12 AS 23.10.065(b), including prisoners not on furlough detained or
13 confined in prison facilities;

14 * Sec. 2. AS 23.10.065 is amended to read:

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

25 * Sec. 3. AS 23.10.065 is amended by adding new subsections to read:

26 (b) Subject to the limitation under (c) of this section, an
27 employer shall pay to each person employed as a school bus driver
28 wages at a rate of not less than two times the minimum wage estab-
29 lished under (a) of this section, for hours worked in a pay period,

1 whether work is measured by time, commission, or otherwise. An em-
2 ployer may not apply fringe benefits as a credit toward payment of the
3 minimum wage established under this subsection.

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

9 * Sec. 4. AS 28.15.046(b) is amended to read:

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

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

13 (2) has had a license to operate a motor vehicle at least
14 three years [ONE YEAR] before the date of application;

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

17 (4) has submitted information sufficient to complete a
18 background check consisting of a fingerprint check of national crimi-
19 nal records and state criminal records of the state or states in which
20 the applicant has resided for the past two years;

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

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