

Introduced: 2/3/89
Referred: Transportation,
Labor & Commerce and
Judiciary

6-0607A

1 IN THE HOUSE

BY CATO

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HOUSE BILL NO. 149

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IN THE LEGISLATURE OF THE STATE OF ALASKA

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SIXTEENTH LEGISLATURE - FIRST SESSION

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A BILL

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For an Act entitled: "An Act establishing an employment preference for

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certain employees of the Alaska marine highway sys-

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tem."

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

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* Section 1. AS 19.65 is amended by adding a new section to read:

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Sec. 19.65.030. EMPLOYEE PREFERENCE. (a) When the Alaska

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marine highway system is hiring to fill a vacancy in a temporary or

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permanent licensed, entry-level position, the system shall fill the

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position from among the employees who are qualified for a preference

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under (b) of this section. The system may not offer the position to a

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person who is not entitled to a preference unless each person entitled

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to a preference has refused the position.

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(b) A person is entitled to a preference under this section if

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the person

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(1) has at least three years employment on a vessel oper-

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ated by the system;

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(2) is currently licensed as required by the vacant posi-

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tion; and

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(3) is employed on a vessel operated by the system in a

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position that does not require the employee to be licensed.

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(c) A collective bargaining agreement entered into between the

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system and an employee bargaining organization under AS 23.40 must be

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consistent with this section.

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(d) In this section, "license" means a license issued by the

1 United States Coast Guard or another governmental agency that is
2 required in order for a person to work as an engineer, master, mate,
3 or pilot on a vessel operated by the Alaska marine highway system.

4 * Sec. 2. AS 23.40.210 is amended by adding a new subsection to read:

5 (b) Notwithstanding any provision of AS 23.40.070 - 23.40.260 to
6 the contrary, an agreement entered into between the state and an
7 employee bargaining organization representing employees of the Alaska
8 marine highway system that conflicts with AS 19.65.030, concerning
9 hiring for entry-level, licensed positions in the Alaska marine high-
10 way system, is void.

11 * Sec. 3. Notwithstanding AS 19.65.030(c), enacted by sec. 1 of this
12 Act, and AS 23.40.210(b), enacted by sec. 2 of this Act, a collective
13 bargaining agreement in effect on the effective date of this Act that
14 contains terms that conflict with AS 19.65.030 remains valid until it
15 expires. However, the agreement may not be renewed or extended by agree-
16 ment on or after the effective date of this Act unless it complies with
17 this Act.