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552

COMMITTEE REPORT

HOUSE

FURTHER: FINANCE

(5)

3/22/82

Date: 4-7-82

Mr. Speaker:

The Committee on LABOR & COMMERCE has had CSSB 552(Fin)

"An Act exempting certain child care workers from the Alaska Wage and Hour Act."

under consideration and ~~(a majority of the committee)~~ ~~-(the committee)~~ reports it back with the following recommendations:

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for _____ same title
 new title
- and recommends _____
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

MEMBERS SIGNING
DO PASS

Terry Mander

MEMBERS HAVING
OTHER RECOMMENDATIONS:

Don Rogers No Rec

Ch. Brown No Rec

Terry Mander
CHAIRMAN



Alaska State Legislature

Senate

Official Business

Pouch V
State Capitol
Juneau, Alaska 99811

TO: Representative Terry Martin, Chairman
House Labor & Commerce Committee

FROM: Senator *Bob Mulcahy*
Bob Mulcahy

SUBJ: SB 552

DATE: March 24, 1982

This bill will exempt certain employees of non-profit educational or child care facilities who are required to reside year-round at the facility from the Alaska Wage and Hour Act.

This is needed to solve certain conflicts with the Wage and Hour Act, and is patterned after federal law, United States Code 29:213 (24), which is enclosed along with other background material.

Thank you.

Kodiak
Baptist
Mission

P. O. Box 785, Kodiak, Alaska 99615

b.



February 22, 1981

Senator Bob Mulcahy
Pouch V (MS 3100)
Juneau, Alaska
99811

Dear Bob:

Thank you for the time to took with me, while I was in Juneau, to discuss possible legislation to ease the difficulty of wage and hour pay for employees who are working in a program such as we have here at the Mission.

The labor law as outlined in the United States Code 29:213 (24) is a good starting point for similar state legislation. As discussed, the only shange that would need to be made would be in the first sentence. It would need to read "...a non-profit educational and/or child care institution...".

The State Department of Labor said that the exemption would need to go in Sec. 23.10.055 of the Alaska Statutes.

I believe the base salary figure given in the Federal exemption should be raised in the State exemption from \$10,000. to \$15,000.

If I can be of any help to you or you need any information in support of such an exemption, please let me know. I am willing to travel to Juneau to testify concerning such legislation.

I really appreciate all the effort you have put forth for us.

Cordially,

A handwritten signature in cursive script that reads "David L. Cook".

David L. Cook

DL:dc



Kodiak
Baptist
Mission

P. O. Box 785, Kodiak, Alaska 99615

January 27, 1981

Senator Bob Mulcahy
Representative Fred Zharoff
Senator Glenn Hackney
Bouch V (MS 3100)
99811



Dear Friend:

Robert L. Childs wrote you last May 13, 1980 that the DHSS raised the issue of minimum wage and our compliance to the regulation. DHSS did make it an issue in the final audit report for Kodiak Baptisi Mission FY 79.

We are now in the process of agreeing to a voluntary audit to be in compliance with the minimum regulations. However, I believe that the arbitrary drawing of lines dividing on/off duty hours as required by minimum wage requirements is not conducive to the effectiveness of our program. The drawing of these lines also is the beginning of the disintegration of a lifestyle that is a part of our treatment program.

The Federal Government recognizes the difficulty involved with minimum wage and "live-in" personnel involved in child-care. I have enclosed a copy of the Federal regulation which does not provide complete exemption but a different compensation method. I would appreciate it if such a regulation could be established for Alaska Statutes so effective child-care programs do not have to be compromised.

I appreciate the efforts extended on our behalf last spring.

Cordially,

David L. Cook
David L. Cook

DLC:dc

23:10:055

*Effect 3
Kodiak
Duncan
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STATE OF ALASKA

JAY S. HAMMOND, GOVERNOR

DEPARTMENT OF LABOR

OFFICE OF THE COMMISSIONER

P. O. BOX 1149
JUNEAU, ALASKA 99811

Phone: 465-2700

May 20, 1981

Mr. Michael Thill
Senate Labor & Commerce Committee
Pouch V
Juneau, Alaska 99811

Dear Mr. Thill: *Michael*

Reference our discussions on Senate Bill No. 552, I would recommend the following language for Section 1, as Exemption Number 12 to AS 23.10.055.

"An employee or an employee and spouse employed by a non-profit educational or child care facility to serve as a parent or parents of children while the children are in residence at the facility, if the employee resides in the facility and is compensated on a cash basis at an annual rate of not less than \$5,000 exclusive of room and board, or if the employee and spouse reside in the facility and are together compensated on a cash basis at an annual rate of not less than \$10,000 exclusive of room and board."

My apologies for the delay in preparing this exemption. I did attempt other language only to create more confusion. Call if you have questions.

Sincerely,

Judy

Judy Knight
Legislative Liaison

THE LEGISLATURE OF THE STATE OF ALASKA

TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CS for Senate Bill No. 552 (Finance)
 Title All Act exempting child care workers from the Wage & Hour. . ."
 Requested by House Labor & Commerce Committee Date 3/31/82

II. FISCAL DETAIL

Agency Affected Labor
 Program Category Affected Public Protection
 BRU, Program, or Subprogram(s) Affected Labor Standards & Safety

(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	0	0	0	0	0	0

FUNDING (Thousands of Dollars)

GENERAL FUND	0	0	0	0	0	0
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME	0	0	0	0	0	0
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

No fiscal impact.

IV. DATE 3/31/82 PREPARED BY Nico Bus, Finance Officer
 AGENCY Labor
 PHONE 465-2720
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)