

HOUSE
COMMITTEE REPORT

4/16

(7)
Date referred: 4/3/86

FURTHER REFERRALS:

Finance

DATE: _____

COMMUNITY AND
The REGIONAL AFFAIRS _____ Committee has considered _____ HB 537

"An Act relating to participation of municipalities and political subdivisions in the Public Employment Relations Act."

and recommends:

- do pass
- do not pass
- do pass with attached amendment(s)
- no recommendation

replace with CSHB 537 (CRA) same title
 new title

and recommends do pass

further referral to the _____ Committee

- and attaches:
- letter of intent
 - first fiscal note
 - new fiscal note
 - zero fiscal note

SIGNING DO PASS:

SIGNING OTHER RECOMMENDATIONS:

Walter Kosman
Mark Kuenberg
Bill S. Hill
Peter Lee

Kay Wallis do not pass

Peter Lee
 Chairman

HOUSE
COMMITTEE REPORT

4/3

C & RA

(7)
Date referred: 2/3/86

FURTHER REFERRALS: FINANCE

DATE: 4/2/86

The STATE AFFAIRS Committee has considered HB 537

"An Act relating to participation of municipalities and political subdivisions in the Public Employment Relations Act."

and recommends:

- do pass
- do not pass
- do pass with attached amendment(s)
- no recommendation
- replace with _____ same title
- replace with _____ new title

and recommends _____

further referral to the _____ Committee

- and attaches:
- letter of intent
 - first fiscal note w/analysis - *Supplement 109*
 - new fiscal note
 - zero fiscal note

SIGNING DO PASS:

Patricia Bank
Bette Cato
Mark [unclear]
Katie Hurley

SIGNING OTHER RECOMMENDATIONS:

Charles [unclear] No Rec. (Collins)
Roger Jenkins No Rec.

Katie Hurley
 Chairman

Offered: 4/16/86
Referred: Finance

CLARENCE

Original sponsors: Koponen, Boucher,
Gruenberg and Furnace

1 IN THE HOUSE

BY THE COMMUNITY AND REGIONAL
AND AFFAIRS COMMITTEE

2 CS FOR HOUSE BILL NO. 537 (C&RA)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to participation of municipalities
7 and political subdivisions in the Public Employment
8 Relations Act."

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

10 * Section 1. AS 09.43.010 is amended to read:

11 Sec. 09.43.010. ARBITRATION AGREEMENTS VALID; APPLICATION OF
12 ARTICLE. A written agreement to submit an existing controversy to
13 arbitration or a provision in a written contract to submit to arbi-
14 tration a subsequent controversy between the parties is valid, en-
15 forceable and irrevocable, except upon grounds which exist at law or
16 in equity for the revocation of a contract. However, AS 09.43.010 -
17 09.43.180 do not apply to a labor-management contract unless they are
18 incorporated into the contract by reference or their application is
19 provided for by statute or municipal ordinance.

20 * Sec. 2. AS 23.40 is amended by adding a new section to read:

21 Sec. 23.40.075. APPLICABILITY. AS 23.40.070 - 23.40.260 apply
22 to a municipality unless the municipality has adopted an ordinance
23 that permits collective bargaining for its employees with either the
24 right to strike or binding arbitration under AS 09.43.010 as the final
25 step in the negotiation process.

26 * Sec. 3. Section 4, ch. 113, SLA 1972 is repealed.
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Introduced: 2/3/86
Referred: State Affairs,
Community & Regional Affairs
and Finance

BY KOPONEN, BOUCHER,
GRUENBERG AND FURNACE

1 IN THE HOUSE

2 HOUSE BILL NO. 537

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

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7 and political subdivisions in the Public Employment
8 Relations Act."

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

10 * Section 1. AS 23.40 is amended by adding a new section to read:

11 Sec. 23.40.075. APPLICABILITY. AS 23.40.070 - 23.40.260 applies
12 to an organized borough or a political subdivision of the state unless
13 the borough or subdivision has adopted an ordinance that permits
14 collective bargaining for its employees with either the right to
15 strike or binding arbitration as the final step in the negotiation
16 process.

17 * Sec. 2. Section 4, ch. 113, SBA 1972 is repealed.

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4/2 Sep 10/1

STATE OF ALASKA 1986 LEGISLATIVE SESSION FISCAL NOTE

Revision Date: _____

REQUEST Page 1 of 4

Bill/Resolution No. : HB 537
 Title : ... participation of municipalities and political subdivisions in the Public Employment Relations Act
 Sponsor : Koponen, Boucher, et. al.
 Requestor : House State Affairs
 Date of Request : 3/26/86

FISCAL DETAIL

Agency Affected : Labor
 BRU : Labor Standards and Safety

Components : Wage & Hour

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES		72.5	72.5	72.5	72.5	72.5
TRAVEL		12.5	13.0	8.1	8.4	8.7
CONTRACTUAL		31.3	32.6	15.5	16.1	16.8
SUPPLIES		3.0	3.1	3.2	3.4	3.6
EQUIPMENT		2.8	-	-	-	-
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING		122.1	121.2	99.3	100.4	101.6

CAPITAL						
---------	--	--	--	--	--	--

REVENUE						
---------	--	--	--	--	--	--

FUNDING : (Thousands of Dollars)

GENERAL FUND		122.1	121.2	99.3	100.4	101.6
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS :

FULL-TIME		2	2	2	2	2
PART-TIME						
TEMPORARY						

ANALYSIS : Attach a separate page if necessary

See Attached

Prepared by: ¹¹⁰ Robert J. Bacolas Phone: 465-4870
 Division: Labor Standards & Safety Date: 3/28/86

Approved by Commissioner: Jim Robison *Jim Robison* Date: 3/28/86
 Agency: Labor

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

CONTINUATION of FISCAL NOTE ANALYSIS

For Bill/Resolution No. HB 537 Page 2 of 4

Under the provisions of this bill the department would be required to provide labor relations services to approximately 9,100 local government employees under the Public Employment Relations Act (PERA). Two new employees, a Wage and Hour Investigator I and a Clerk Typist III, both located in Anchorage, would be necessary to handle the increase in workload. Additionally, a contractual hearing officer would be required to perform adjudication functions when necessary. The anticipated costs for the first two years are summarized as follows:

	<u>FY 87</u>	<u>FY 88</u>
<u>Personal Services</u>		
Two new employees	72.5	72.5
<u>Travel</u>		
New Wage & Hour Investigator	7.5	7.8
Contractual Hearing Officers	5.0	5.2
S/T	<u>12.5</u>	<u>13.0</u>
<u>Contractual Services</u>		
Communications/Postage	6.7	7.0
Printing	5.6	5.8
Hearing Officer	10.0	10.4
Transcription Service	3.0	3.1
Legal Services	2.0	2.1
Miscellaneous	4.0	4.2
S/T	<u>31.3</u>	<u>32.6</u>
<u>Commodities</u>	3.0	3.1
<u>Equipment</u>	<u>2.8</u>	<u>-0-</u>
TOTAL:	122.1	121.2

After the first two years we anticipate most of the organizational activity in the communities will be complete. Thus, in FY 89 and beyond the program should be able to be handled by the two new positions. The hearing officers and related costs would therefore be eliminated.

Assumptions:

- 1) Of approximately 30,600 local government employees in Alaska, 21,500 are currently covered by some form of collective bargaining and would fall within the group currently covered by the Public Employees Relations Act or work for an employer who would most likely opt for a local ordinance. This leaves approximately 9,100 employees in the state for the department's Labor Relations Agency to oversee. These employees are predominantly in the rural areas of the State.
- 2) An effective date of July 1, 1986.
- 3) Inflation of 4% per year in FY's 88-91 in non-personal service items.

Position Title Wage and Hour Investigator			No. of Positions 1	Range/Step 16A	Barg. Unit GGU	Gov. Leg.	Approv.	Disapp.
Time Status PFT	Staff Months 12	RP Number	Location Anchorage		Election District			
Justification								
Type of Expenditure			Amount					
1	2	3						
Salary	33,660							
Benefits	10,775							
Premium Pay								
Other								
Total Personal Services		44,435						
Travel		7,500						
Contractual		2,000						
Commodities		1,000						
Equipment		1,400						
Other								
Total Cost		56,335						
Receipt Code			Funding Source					
			Federal Receipts 1002					
			G. E. Match 1003					
			General Funds 1004 56,335					
			I-A Receipts 1005					
			Program Receipts 1028					
			CIP Receipts 1061					
			Other					
For B&M Use Only Key Number _____								

This position will perform a variety of labor relations duties. The person will investigate petitions for collective bargaining, investigate complaints of unfair labor practice, provide informal resolution to unfair labor practice complaints, and investigate challenges to elections. The position will also conduct elections, certify elections, and provide education and information on the Public Employee Retirement Act to employees and employers.

Travel costs are for travel to the various locations around the State where public employee labor relations activity would be required.

Contractual and commodity costs are average per-employee costs. Equipment would be a one-time expense for desk, chair, cabinets, etc.

**Request For
New Position**

Agency Labor
 BRU Labor Standards and Safety
 Component Wage and Hour

HB 537
 Page 3 of 4
 Revised Date

FY 87

Position Title Clerk Typist III			No. of Positions 1	Range/Step 8A	Barg. Unit GGU	Gov.	Approv.	Disapp.	
Time Status PFT	Staff Months 12	RP Number	Location Anchorage	Election District		Leg.			
Type of Expenditure			Justification						
Amount			<p>This position will function as the clerical member of the Department of Labor's Labor Relations Agency. The position will be responsible for preparing and typing correspondence, and maintaining collective bargaining records as they apply to petitions, certification/decertification of bargaining units, and complaints of unfair labor practices. Also, the position will act as recorder for the Labor Relations Agency Board during board proceedings.</p> <p>Costs associated with this position are average per-position costs, plus one-time equipment expense of \$1,400 for a desk, chair, etc.</p>						
1	2	3							
Salary	20,316								
Benefits	7,702								
Premium Pay	-								
Other	-								
Total Personal Services		28,018							
Travel		0							
Contractual		2,000							
Commodities		2,000							
Equipment		1,400							
Other									
Total Cost		33,418							
Receipt Code	Funding Source								
	Federal Receipts 1002								
	G. E. Match 1003								
	General Funds 1004								33,418
	I-A Receipts 1005								
	Program Receipts 1028								
	CIP Receipts 1061								
	Other								
For B&M Use Only Key Number _____									

**Request For
New Position**

Agency Labor
 BRU Labor Standards and Safety
 Component Wage and Hour

HB 537

Page 4 of 4
 Revised Date

FY 87

ALASKA STATE LEGISLATURE

14th... Legislature SECOND Session

HOUSEBILL..... NO. 537...

By ...KOPONEN, BOUCHER,.....
GRAENBERG, FURNACE

"An Act relating to participation of municipalities and political subdivisions in the Public Employment Relations Act."

Public Employment Relations Act

Introduced in the House . 2/3....., 1986.

HISTORY IN THE HOUSE

19 86

Feb 3

Read first time and referred to Committee on STATE AFFAIRS, C&RA, AND FINANCE
Reported back with recommendation that

Read second time and

Read third time and

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reconsideration

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reported correctly engrossed
Signed by Speaker
Sent to Senate

CHIEF CLERK OF THE HOUSE

HISTORY IN THE SENATE

19

Read first time and referred to Committee on

Reported back with recommendation that

Read second time and

Read third time and

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reconsideration

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reported correctly engrossed
Signed by President
Returned to House

SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

19

Received from Senate

Concurred in Senate amendment thus adopting:
VOTE

Failed to concur in Senate amendment; asked Senate to recede
VOTE

Senate receded from amendment
VOTE

Senate failed to recede from amendment
VOTE

CC appointed by House

CC appointed by Senate

CC adopted by House
VOTE

CC adopted by Senate
VOTE

To enrolling
Reported correctly enrolled
Sent to Governor

..... by Governor

Filed with Lt. Governor

Chapter No.

Offered: 4/16/86
Referred: Finance

Original sponsors: Koponen, Boucher,
Gruenberg and Furnace

1 IN THE HOUSE BY THE COMMUNITY AND REGIONAL
AND AFFAIRS COMMITTEE

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Introduced: 2/3/86
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and Finance

BY KOPONEN, BOUCHER,
GRUENBERG AND FURNACE

1 IN THE HOUSE

2

HOUSE BILL NO. 537

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FOURTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

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