



LAWS OF ALASKA

1975

Source

SB 31

Chapter No.

9

AN ACT

Relating to the suspension or revocation of teachers' certificates.

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

* Section 1. AS 14.20.030 is amended to read:

Sec. 14.20.030. CAUSES FOR REVOCATION AND SUSPENSION. The commissioner, or the Professional Teaching Practices Commission subject to the approval of the commissioner, may revoke or suspend a certificate only for the following reasons:

(1) incompetency, which is defined as the inability or the unintentional or intentional failure to perform the teacher's customary teaching duties in a satisfactory manner;

(2) immorality, which is defined as the commission of an act which, under the laws of the state, constitutes a crime involving moral turpitude;

(3) substantial noncompliance with the school laws of the state or the regulations of the department; or

(4) upon a determination by the Professional Teaching Practices Commission that there has been a violation of ethical or professional standards or contractual obligations.

* Sec. 2. AS 14.20.040 is repealed and re-enacted to read:

Sec. 14.20.040. APPLICABILITY OF THE ADMINISTRATIVE PROCEDURE ACT. The Administrative Procedure Act (AS 44.62) applies to all proceedings under sec. 30 of this chapter, and revocations and suspensions are final and reviewable

in accordance with AS 44.62.560 - 44.62.570.

* Sec. 3. AS 14.20.470(4) is amended to read:

(4) subject to approval by the commissioner of education, suspend or revoke the certificate of a member of the teaching profession for one of the reasons set out in sec. 30 of this chapter;

* Sec. 4. AS 14.20.470 is amended by adding a new subsection to read:

(b) A decision issued by the commission with the approval of the commissioner of education under (a)(4) of this section is final.

* Sec. 5. AS 14.20 is amended by adding a new section to read:

Sec. 14.20.475. APPLICABILITY OF THE ADMINISTRATIVE PROCEDURE ACT. The Administrative Procedure Act (AS 44.62) applies to regulations and proceedings under secs. 370 - 510 of this chapter.

* Sec. 6. AS 44.62.330(a) is amended by adding a new paragraph to read:

(4) the Department of Education and the Professional Teaching Practices Commission with regard to proceedings to revoke or suspend a teacher's certificate under AS 14.20.030 - 14.20.040 and AS 14.20.470(4).