

ARTICLE 31 - AVAILABILITY OF PARTIES TO EACH OTHER

APEA/AFT and the Employer agree to meet at reasonable times for discussion of this Agreement, its interpretations or modifications. APEA/AFT and the Employer agree to designate representatives in accordance with internal procedures having authority to negotiate for their respective interests.

For the State:

TA Kunt
Date: 12/15

For the Supervisors:

Bd [Signature]
Date: 12/15/09

ARTICLE 32 - CONCLUSION OF COLLECTIVE BARGAINING

This Agreement is the entire Agreement between the Employer and APEA/AFT. The parties acknowledge that they have fully bargained with respect to terms and conditions of employment and have settled them for the duration of this Agreement. This Agreement terminates all prior agreements and understandings and concludes all collective bargaining for the duration of this Agreement.

Prior to enacting any change in the terms and conditions of employment, as established by a specific provision of this Agreement, the Commissioner of the Department of Administration will obtain the approval of APEA/AFT in the form of a Letter of Agreement. Prior to enacting any change in any mandatory subject of bargaining which is not established by a specific provision of this Agreement, nor a subject of a written negotiations proposal, APEA/AFT will be notified in advance of the proposed change thereby enabling them to negotiate on that change. In addition, prior to proposing any change in the Personnel Rules, the Commissioner of the Department of Administration will allow APEA/AFT a reasonable time to make a statement of its views and suggestions concerning the desirability of the proposed changes.

For the State:

[Signature]
Date: 12/29/09

For the Supervisors:

[Signature]
Date: 12/29/09

ARTICLE 33 - SUPERCEDING EFFECT OF THIS AGREEMENT

If there is any conflict between the terms of this Agreement and any Division of Personnel/Labor's Relations memoranda or rules of the merit system, the terms of this Agreement will supersede those memoranda or rules in their application to the bargaining unit.

For the State:

TA KWT 12/15
Date: _____

For the Supervisors:

BD [Signature]
Date: 12/15/09

ARTICLE 34 - CONDITIONS NOT SPECIFICALLY COVERED

In the event of any enactment by the legislature that creates “terms or conditions of employment”, as defined by AS 23.40.250(9), which are not specifically covered by this Agreement, the parties agree to negotiate immediately for the purpose of arriving at a mutually satisfactory supplement covering such operation.

TA /
Kunt
2/20/0

ARTICLE 35 - SAVINGS CLAUSE

35.1 Violations.

If an Article or part of an Article of this Agreement should be decided by a court of competent jurisdiction or by mutual agreement of the Employer and APEA/AFT to be in violation of any Federal, State or local law or if adherence to or enforcement of an Article or part of an Article should be restrained by a court of law, the remaining Articles of the Agreement will not be affected.

35.2 Replacement.

If a determination or decision is made pursuant to Section 35.1 that part of this Agreement is in violation of Federal, State or local law, the parties to this Agreement will convene immediately for the purpose of negotiating a satisfactory replacement.

35.3 Compliance.

Should this Agreement or any Section or Article be found not in compliance with Federal regulations and where compliance with such regulations are required as conditions for the receipt and expenditure of Federal funds, the Employer and APEA/AFT agree to immediately convene and renegotiate the Agreement, Section or Article to comply with such regulations.

TA

15 Jan 10 子

Kurt TA Bank
1/12/10