

**HOUSE BILL NO. 397**

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-THIRD LEGISLATURE - SECOND SESSION

BY THE HOUSE STATE AFFAIRS COMMITTEE

Introduced: 4/11/24

Referred: State Affairs

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to eliminating vacant positions in the classified and partially exempt  
2 service of the state; and providing for an effective date."

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

4 \* **Section 1.** AS 39.25 is amended by adding a new section to read:

5 **Sec. 39.25.156. Elimination of vacant positions.** On June 30 of each year, the  
6 director of personnel shall eliminate a position in the classified or partially exempt  
7 service that has been vacant for the immediately preceding 364-day period. For  
8 purposes of this section, a position is not vacant if a full-time, part-time, temporary,  
9 permanent, or nonpermanent employee

10 (1) is occupying the position;

11 (2) occupied the position at any time during the immediately preceding  
12 364-day period;

13 (3) has been hired during the immediately preceding 364-day period to  
14 occupy the position, even if the employment begins in the following fiscal year; or

1 (4) may be eligible to return to the position under AS 39.25.158.

2 \* **Sec. 2.** The uncodified law of the State of Alaska is amended by adding a new section to  
3 read:

4 **APPLICABILITY.** This Act applies to contracts that take effect after June 30, 2024.

5 \* **Sec. 3.** This Act takes effect July 1, 2024.