

AMENDED IN SENATE APRIL 24, 2013

**SENATE BILL**

**No. 572**

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**Introduced by Senator Price**

February 22, 2013

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An act to amend Section ~~3503~~ 110032 of the Government Code, relating to public employment.

LEGISLATIVE COUNSEL'S DIGEST

SB 572, as amended, Price. ~~Employee organizations: representation. In-Home Supportive Services Employer-Employee Relations Act: impasse procedures.~~

*Existing law, the In-Home Supportive Services Employer-Employee Relations Act, provides a mechanism for resolving disputes regarding wages, benefits, and other terms and conditions of employment between the California In-Home Supportive Services Authority (Statewide Authority), as specified, and recognized employee organizations. Under the act, if the parties are unable to reach a resolution, the authority is authorized to declare an impasse and implement its last, best, and final offer.*

*This bill would authorize the authority to implement any or all of its last, best, and final offer, provided that the authority would be required to present the parts of its last, best, and final offer that conflict with existing law or require expenditure of additional funds to the Legislature for approval to be effective.*

~~Existing law authorizes recognized employee organizations to represent their members in their employment relations with public agencies. Existing law also authorizes an employee to appear on his or her own behalf regarding employment relations with the employing public agency.~~

~~This bill would make technical, nonsubstantive changes to these provisions.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~-yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 *SECTION 1. Section 110032 of the Government Code is*  
2 *amended to read:*

3 110032. After the applicable mediation procedure has been  
4 exhausted, factfinding has been completed and made public, and  
5 no resolution has been reached by the parties, the Statewide  
6 Authority may declare an impasse and implement *any or all of its*  
7 *last, best, and final offer. A proposal in the authority’s last, best,*  
8 *and final offer that, if implemented, would conflict with existing*  
9 *statutes or require the expenditure of additional funds shall be*  
10 *presented to the Legislature for approval to be effective. The*  
11 *unilateral implementation of the Statewide Authority’s last, best,*  
12 *and final offer shall not deprive a recognized employee*  
13 *organization of the right each year to meet and confer on matters*  
14 *within the scope of representation, whether or not those matters*  
15 *are included in the unilateral implementation, prior to the adoption*  
16 *of the annual budget or as otherwise required by law.*

17 ~~SECTION 1. Section 3503 of the Government Code is amended~~  
18 ~~to read:~~

19 ~~3503. Recognized employee organizations shall have the right~~  
20 ~~to represent their members in their employment relations with~~  
21 ~~public agencies. Employee organizations may establish reasonable~~  
22 ~~restrictions regarding who may join and may make reasonable~~  
23 ~~provisions for the dismissal of individuals from membership.~~  
24 ~~Nothing in this section shall prohibit any employee from appearing~~  
25 ~~in his or her own behalf in his or her employment relations with~~  
26 ~~the public agency.~~

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