

ASSEMBLY BILL

No. 2835

Introduced by Assembly Member Cooper

February 19, 2016

An act to amend Section 3543.5 of the Government Code, relating to public school employment.

LEGISLATIVE COUNSEL'S DIGEST

AB 2835, as introduced, Cooper. Public school employment: collective bargaining: unlawful activities.

Under existing law, public school employees have the right to form, join, and participate in the activities of employee organizations of their own choosing for the purpose of representation on all matters of employer-employee relations. Existing law makes certain acts of public school employers, such as school districts, unlawful, including, among others, the refusal or failure to meet and negotiate in good faith with an exclusive representative.

This bill would make nonsubstantive changes to that later provision.

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

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

- 1 SECTION 1. Section 3543.5 of the Government Code is
2 amended to read:
3 3543.5. It is unlawful for a public school employer to do any
4 of the following:
5 (a) Impose or threaten to impose reprisals on employees, to
6 discriminate or threaten to discriminate against employees, or

1 otherwise to interfere with, restrain, or coerce employees because
2 of their exercise of rights guaranteed by this chapter. For purposes
3 of this subdivision, “employee” includes an applicant for
4 employment or reemployment.

5 (b) Deny to employee organizations rights guaranteed to them
6 by this chapter.

7 (c) Refuse or fail to meet and negotiate in good faith with an
8 exclusive representative.—~~Knowingly~~ *For purposes of this*
9 *subdivision, knowingly* providing an exclusive representative with
10 inaccurate information, whether or not in response to a request for
11 information, regarding the financial resources of the public school
12 employer constitutes a refusal or failure to meet and negotiate in
13 good faith.

14 (d) Dominate or interfere with the formation or administration
15 of any employee organization, or contribute financial or other
16 support to it, or in any way encourage employees to join any
17 organization in preference to another.

18 (e) Refuse to participate in good faith in the ~~impasse procedure~~
19 *procedures* set forth in Article 9 (commencing with Section 3548).