

Assembly Bill No. 1852

CHAPTER 316

An act to add Section 3505.4 to the Government Code, relating to public employer-employee relations.

[Approved by Governor September 4, 2000. Filed with Secretary of State September 7, 2000.]

LEGISLATIVE COUNSEL'S DIGEST

AB 1852, Longville. Meyers-Milias-Brown Act.

The Meyers-Milias-Brown Act requires the governing body of a local public agency to meet and confer in good faith regarding wages, hours, and other terms and conditions of employment with representatives of recognized employee organizations. The act permits a public agency, if an impasse has been reached after meeting and conferring in good faith and impasse procedures, where applicable, have been exhausted, to agree upon the appointment of a mediator mutually agreeable to all of the parties.

This bill would permit a public agency that is not required to proceed to interest arbitration to implement its last, best, and final offer, if after meeting and conferring in good faith, an impasse has been reached between the parties, and impasse procedures, where applicable, have been exhausted, but would prohibit the public agency from implementing a memorandum of understanding. The bill would provide that the unilateral implementation of a public agency's last, best, and final offer shall not deprive a recognized employee organization of the right each year to meet and confer on matters within the scope of representation prior to the public agency adopting its budget or as otherwise required by law.

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

SECTION 1. Section 3505.4 is added to the Government Code, to read:

3505.4. If after meeting and conferring in good faith, an impasse has been reached between the public agency and the recognized employee organization, and impasse procedures, where applicable, have been exhausted, a public agency that is not required to proceed to interest arbitration may implement its last, best, and final offer, but shall not implement a memorandum of understanding. The unilateral implementation of a public agency's last, best, and final offer shall not deprive a recognized employee organization of the right each year to meet and confer on matters within the scope of representation, whether or not those matters are included in the

unilateral implementation, prior to the adoption by the public agency of its annual budget, or as otherwise required by law.

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