

ASSEMBLY BILL

No. 2604

Introduced by Assembly Member Williams

February 24, 2012

An act to amend Section 3501 of the Government Code, relating to public employment.

LEGISLATIVE COUNSEL'S DIGEST

AB 2604, as introduced, Williams. Local public employee organizations.

The Meyers-Miliias-Brown Act authorizes a local public agency to adopt reasonable rules and regulations after consultation in good faith with representatives of an employee organization or organizations for the administration of employer-employee relations under the act. The act delegates jurisdiction to the Public Employment Relations Board to resolve disputes and enforce the statutory duties and rights of local public agency employers and employees, including processing unfair labor charges.

This bill would make technical, nonsubstantive changes to those provisions.

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 3501 of the Government Code is amended
- 2 to read:
- 3 3501. As used in this chapter:
- 4 (a) "Employee organization" means either of the following:

1 (1) Any organization that includes employees of a public agency
2 and that has as one of its primary purposes representing those
3 employees in their relations with that public agency.

4 (2) Any organization that seeks to represent employees of a
5 public agency in their relations with that public agency.

6 (b) “Recognized employee organization” means an employee
7 organization ~~which~~ *that* has been formally acknowledged by the
8 public agency as an employee organization that represents
9 employees of the public agency.

10 (c) Except as otherwise provided in this subdivision, “public
11 agency” means every governmental subdivision, ~~every~~ district,
12 ~~every~~ public and quasi-public corporation, ~~every~~ public agency,
13 ~~and~~ public service corporation, ~~and every~~ town, city, county, city
14 and county, and municipal corporation, ~~whether incorporated or~~
15 ~~not and whether chartered or not~~ *regardless of whether*
16 *incorporated or chartered*. As used in this chapter, “public agency”
17 does not mean a school district or a county board of education or
18 a county superintendent of schools or a personnel commission in
19 a school district having a merit system as provided in Chapter 5
20 (commencing with Section 45100) of Part 25 and Chapter 4
21 (commencing with Section 88000) of Part 51 of the Education
22 Code or the State of California.

23 (d) “Public employee” means any person employed by any
24 public agency, including employees of the fire departments and
25 fire services of counties, cities, cities and counties, districts, and
26 other political subdivisions of the state, ~~excepting~~ *except for* those
27 persons elected by popular vote or appointed to office by the
28 Governor of this state.

29 (e) “Mediation” means effort by an impartial third party to assist
30 in reconciling a dispute regarding wages, hours and other terms
31 and conditions of employment between representatives of the
32 public agency and the recognized employee organization or
33 recognized employee organizations through interpretation,
34 suggestion and advice.

35 (f) “Board” means the Public Employment Relations Board
36 established pursuant to Section 3541.