

Introduced by Senator Walters

February 24, 2012

An act to repeal and add Section 3521.7 of the Government Code, relating to collective bargaining, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 1358, as introduced, Walters. Collective bargaining: state employees.

Existing law authorizes the Public Employment Relations Board to, in accordance with reasonable standards, designate positions or classes of positions which have duties consisting primarily of the enforcement of state laws. Existing law prohibits employees in these designated positions or classes from being denied the right to be in a bargaining unit composed solely of such employees.

This bill would require the Public Employment Relations Board to recognize positions or classes of positions designated as peace officers under specified provisions that shall not be denied the right to be a unit composed solely of those positions and classes.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

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

1 SECTION 1. Section 3521.7 of the Government Code is
2 repealed.

1 ~~3521.7. The board may, in accordance with reasonable~~
2 ~~standards, designate positions or classes of positions which have~~
3 ~~duties consisting primarily of the enforcement of state laws.~~
4 ~~Employees so designated shall not be denied the right to be in a~~
5 ~~unit composed solely of such employees.~~

6 SEC. 2. Section 3521.7 is added to the Government Code, to
7 read:

8 3521.7. The board shall recognize positions or classes of
9 positions designated under Chapter 4.5 (commencing with Section
10 830) of Title 3 of Part 2 of the Penal Code as peace officers that
11 shall not be denied the right to be a unit composed solely of
12 employees in these positions and classes.

13 SEC. 3. This act is an urgency statute necessary for the
14 immediate preservation of the public peace, health, or safety within
15 the meaning of Article IV of the Constitution and shall go into
16 immediate effect. The facts constituting the necessity are:

17 In order to implement the terms of a negotiated memorandum
18 of understanding, it is necessary that this act take effect
19 immediately.