

ASSEMBLY BILL

No. 816

Introduced by Committee on Public Employees, Retirement and Social Security (Correa (Chair), Firebaugh, Honda, Knox, and Pescetti)

February 24, 1999

An act relating to state employees, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

AB 816, as introduced, Committee on Public Employees, Retirement and Social Security. State employees: memoranda of understanding.

Existing law provides that if any provision of a memorandum of understanding reached between the state employer and a recognized employee organization representing state civil service employees requires the expenditure of funds, those provisions of the memorandum of understanding shall not become effective unless approved by the Legislature in the annual Budget Act.

This bill would approve provisions that require the expenditure of funds of unspecified memoranda of understanding entered into between the state employer and specified employee organizations, and would provide that the provisions of any memorandum of understanding that require the expenditure of funds shall become effective even if the provisions of the memorandum of understanding are approved by the Legislature in legislation other than the annual Budget Act.

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

Vote: 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. The Legislature finds and declares that
2 the purpose of this bill is to adopt agreements pursuant
3 to Section 3517 of the Government Code entered into by
4 the state employer and recognized employee
5 organizations to make any necessary statutory changes in
6 health, retirement, salary, or other benefits.

7 SEC. 2. The provisions of the following memoranda of
8 understanding prepared pursuant to Section 3517.5 of the
9 Government Code and entered into by the state
10 employer and the following employee organizations, and
11 requiring the expenditure of funds, are hereby approved
12 for the purposes of Section 3517.6 of the Government
13 Code:

14 (a) Unit 2--Association of California State Attorneys
15 and Administrative Law Judges, dated ____.

16 (b) Unit 5--California Association of Highway
17 Patrolmen, dated ____.

18 (c) Unit 8--California Department of Forestry
19 Employees Association, dated ____.

20 (d) Unit 9--Professional Engineers in California
21 Government, dated ____.

22 (e) Unit 10--California Association of Professional
23 Scientists, dated ____.

24 SEC. 3. Notwithstanding Section 3517.6 of the
25 Government Code, the provisions of any memorandum
26 of understanding that require the expenditure of funds
27 shall become effective even if the provisions of the
28 memorandum of understanding are approved by the
29 Legislature in legislation other than the annual Budget
30 Act.

31 SEC. 4. This act is an urgency statute necessary for the
32 immediate preservation of the public peace, health, or
33 safety within the meaning of Article IV of the



1 Constitution and shall go into immediate effect. The facts
2 constituting the necessity are:

3 In order for the provisions of this act to be applicable
4 as soon as possible in the 1998–99 fiscal year, and so
5 facilitate the orderly administration of state government
6 at the earliest possible time, it is necessary that this act
7 take effect immediately.

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