

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL NO. 605
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 14, strike “State” and substitute “Department”; in line 15, after “representatives;” insert “prohibiting certain exclusive representatives from requesting or receiving certain information under certain circumstances;”; in line 16, strike “sharing” and substitute “releasing”; in the same line, after “exception;” insert “prohibiting a certain exclusive representative from using certain information for a certain purpose; authorizing a certain exclusive representative to use certain information only for a certain purpose;”; and in line 18, after “practices;” insert “requiring the Department to make certain information available to certain employee organizations for certain purposes under certain circumstances;”.

On page 2, in line 3, after “3-306,” insert “3-405(a)”.

AMENDMENT NO. 2

On page 2, in line 31, after “(I)” insert “1.”; in line 33, strike “(II)” and substitute “2.”; and after line 34, insert:

“(II) CLARIFYING TERMS AND CONDITIONS OF EMPLOYMENT;”.

On page 3, in line 1, strike “, OR” and substitute “; OR

(3)”;

and strike beginning with “GRIEVANCES” in line 2 down through “REPRESENTATIVE” in line 3 and substitute “A DISPUTE OR DISAGREEMENT BETWEEN AUTHORIZED REPRESENTATIVES OF EMPLOYEES AND THEIR EMPLOYER THAT ARISES UNDER A MEMORANDUM OF UNDERSTANDING OR OTHER WRITTEN UNDERSTANDING”.

(Over)

AMENDMENT NO. 3

On page 4, in line 8, strike the brackets; in line 9, strike “FIVE”; and in the same line, strike “JOINTLY BY THE EXCLUSIVE REPRESENTATIVES” and substitute “BY EACH EXCLUSIVE REPRESENTATIVE”.

AMENDMENT NO. 4

On page 7, in line 7, strike “BOARD” and substitute “DEPARTMENT”; in the same line, strike “ORDER THE STATE TO”; in line 15, after “MAY” insert “PRESENT A”; in the same line, after “REQUEST” insert “FOR”; in line 16, strike “ONCE” and substitute “TWICE”; and in line 17, strike “3 MONTHS” and substitute “CALENDER YEAR”.

On pages 7 and 8, strike in their entirety the lines beginning with line 34 on page 7 through line 9 on page 8, inclusive, and substitute:

“(E) AN INCUMBENT EXCLUSIVE REPRESENTATIVE FOR A BARGAINING UNIT THAT IS THE SUBJECT OF AN ELECTION UNDER § 3-405 OF THIS TITLE MAY NOT REQUEST OR RECEIVE ANY EMPLOYEE INFORMATION AS PROVIDED UNDER SUBSECTIONS (A) AND (B) OF THIS SECTION.”

AMENDMENT NO. 5

On page 8, in line 18, strike “UTILIZE” and substitute “AUTHORIZE”; in line 20, strike “ITS” and substitute “THE EXCLUSIVE REPRESENTATIVE’S”; and after line 21, insert:

“(H) (1) AN EXCLUSIVE REPRESENTATIVE MAY NOT USE THE INFORMATION THAT IT RECEIVES UNDER THIS SECTION FOR THE PURPOSE OF INCREASING EMPLOYEE MEMBERSHIP IN AN EMPLOYEE ORGANIZATION.

“(2) AN EXCLUSIVE REPRESENTATIVE MAY USE THE INFORMATION THAT IT RECEIVES UNDER THIS SECTION ONLY TO CARRY OUT ITS STATUTORY DUTIES UNDER THIS TITLE.”

AMENDMENT NO. 6

On page 11, after line 4, insert:

“3-405.

(a) (1) Within 5 days of determination that a valid petition has been submitted, the Board shall notify interested employee organizations of the pending election petition.

(2) WITHIN 10 DAYS OF DETERMINATION THAT A VALID PETITION HAS BEEN SUBMITTED UNDER § 3-402 OF THIS SUBTITLE OR SUBSECTION (C)(2)(III) OF THIS SECTION, THE DEPARTMENT SHALL MAKE AVAILABLE TO ALL INTERESTED EMPLOYEE ORGANIZATIONS REASONABLE AND EQUIVALENT MEANS TO COMMUNICATE BY MAIL AND IN PERSON WITH EACH EMPLOYEE IN THE APPROPRIATE BARGAINING UNIT FOR THE PURPOSE OF SOLICITING THE EMPLOYEE'S VOTE IN AN ELECTION HELD UNDER THIS SECTION."