

Department of Legislative Services
Maryland General Assembly
2006 Session

FISCAL AND POLICY NOTE

House Bill 1091

(Prince George's County Delegation and
Montgomery County Delegation)

Appropriations

Finance

**Maryland-National Capital Park and Planning Commission - Collective Bargaining
PG/MC 122-06**

This bill specifies that only one election for an exclusive representative of a bargaining unit in the Maryland-National Capital Park and Planning Commission (M-NCPPC) may be held if the following petitions are submitted at the same time: (1) a petition filed by an employee organization showing that at least 30% of eligible employees in a bargaining unit support representation by an exclusive representative; and (2) a petition filed by an employee or employee organization showing that at least 30% of eligible employees in a bargaining unit no longer support the current exclusive representative.

Fiscal Summary

State Effect: None.

Local Effect: Clarifying election procedures and the certification process for an exclusive representative for M-NCPPC employees would not impact M-NCPPC finances.

Small Business Effect: None.

Analysis

Bill Summary: The bill stipulates that in the event where these two petitions are submitted at the same time, the ballot for electing an exclusive representative must contain (1) the name of the current certified employee organization; (2) the name of the petitioning employee organization; and (3) a provision for "no representation." If, through the election, the petitioning organization is certified as the exclusive

representative, that organization must be treated as a successor to any collective bargaining agreement in which the previous organization was a party.

Current Law: The labor relations administrator must hold an election for an exclusive representative of a bargaining unit in M-NCPPC after (1) a petition is filed by an employee organization showing that at least 30% of eligible employees in a bargaining unit support representation by an exclusive representative; or (2) a petition is filed by an employee or employee organization showing that at least 30% of eligible employees in a bargaining unit no longer support the current exclusive representative. The election for an exclusive representative must be held by secret ballot.

The ballot must also contain (1) the name of each employee organization submitting a valid petition for election; (2) the name of any other employee organization supported by a petition signed by at least 10% of eligible employees in the bargaining unit; and (3) an option for “no representation.” If none of the choices on the ballot receives a majority of the votes, the labor relations administrator must hold a runoff election between the two choices receiving the most votes. The labor relations administrator must certify the employee organization winning the most votes as the exclusive representative.

Background: M-NCPPC is a bi-county agency, serving Montgomery and Prince George's counties, empowered by the State in 1927 to acquire and administer a regional system of parks within the Maryland-Washington Regional District and administer a general plan for the physical development of the area. In 1970, M-NCPPC became responsible for managing the Prince George's County public recreation program.

Additional Information

Prior Introductions: None.

Cross File: None.

Information Source(s): Maryland-National Capital Park and Planning Commission, Department of Legislative Services

Fiscal Note History: First Reader - February 24, 2006
ncs/hlb

Analysis by: Joshua A. Watters

Direct Inquiries to:
(410) 946-5510
(301) 970-5510