

HOUSE BILL 702

F3

8lr2427
CF SB 107

By: **Delegates Malone and DeBoy**

Introduced and read first time: February 4, 2008

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Education – Baltimore County – Public School Employee Units**

3 FOR the purpose of increasing the number of units that may be designated by the
4 public school employer in Baltimore County that relate to organizations of
5 certain employees in Baltimore County; establishing a certain unit of certain
6 employees in Baltimore County; altering a certain unit of certain employees in
7 Baltimore County by providing a certain exception; making a technical change;
8 and generally relating to organizations for public school employees in Baltimore
9 County.

10 BY repealing and reenacting, with amendments,
11 Article – Education
12 Section 6–404 and 6–505(c)
13 Annotated Code of Maryland
14 (2006 Replacement Volume and 2007 Supplement)

15 BY repealing and reenacting, without amendments,
16 Article – Education
17 Section 6–501(h)
18 Annotated Code of Maryland
19 (2006 Replacement Volume and 2007 Supplement)

20 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
21 MARYLAND, That the Laws of Maryland read as follows:

22 **Article – Education**

23 6–404.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (a) Each public school employer shall designate, as provided in this subtitle,
2 which employee organization, if any, shall be the exclusive representative of all public
3 school employees in a specified unit in the county.

4 (b) (1) Except as provided in paragraph (2) of this subsection, the public
5 school employer shall determine the composition of the unit in negotiation with any
6 employee organization that requests negotiation concerning the composition of the
7 unit.

8 (2) In Baltimore County, the public school employer may designate a
9 separate unit comprised of all registered nurses employed by the county in elementary
10 schools or special schools.

11 (c) (1) Except as provided in paragraph (2) of this subsection, there may
12 not be more than two units in a county.

13 (2) In Baltimore County, there may not be more than [three] **FOUR**
14 units, provided that:

15 (I) [one] **ONE** unit consists of elementary and special school
16 nurses [and];

17 (II) **ONE UNIT CONSISTS OF SCHOOL-BASED**
18 **ADMINISTRATORS AND SCHOOL-BASED ADMINISTRATORS ON ASSIGNMENT; AND**

19 (III) [one] **ONE** unit consists of employees whose position
20 requires an administrative and supervisory certificate, **EXCEPT FOR SCHOOL-BASED**
21 **ADMINISTRATORS**, and supervisory noncertificated employees as defined under
22 § 6-501(h) of this title.

23 (d) All eligible public school employees shall:

24 (1) Be included in one of these units; and

25 (2) Have the rights granted in this subtitle.

26 6-501.

27 (h) "Supervisory employee" includes any individual who responsibly directs
28 the work of other employees, as determined by the public school employer in
29 negotiation with an employee organization that requests negotiation on this issue.

30 6-505.

31 (c) (1) There may not be more than three units in a county and a unit
32 may not include both supervisory and nonsupervisory employees.

1 (2) If a county has more than three recognized units and, as of July 1,
2 1974, the units have exclusive representation for collective negotiations, these units
3 may continue as negotiating units.

4 (3) In Baltimore County, there shall only be three nonsupervisory
5 units in addition to the supervisory unit defined under [§ 6-404(c)(2)]
6 ~~§ 6-404(C)(2)(III)~~ of this title.

7 (4) In Carroll County, beginning on October 1, 2007:

8 (i) There shall be no more than three units; and

9 (ii) All units shall be nonsupervisory units.

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
11 July 1, 2008.