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**SUBSTITUTE HOUSE BILL 1959**

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**State of Washington                      52nd Legislature                      1991 Regular Session**

**By** House Committee on Commerce & Labor (originally sponsored by Representatives Hargrove, Winsley and Heavey).

Read first time March 6, 1991.

1            AN ACT Relating to collective bargaining for local government  
2      correctional and radio dispatch employees; and amending RCW 41.56.030.

3      BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4            **Sec. 1.** RCW 41.56.030 and 1989 c 275 s 2 are each amended to read  
5      as follows:

6            As used in this chapter:

7            (1) "Public employer" means any officer, board, commission,  
8      council, or other person or body acting on behalf of any public body  
9      governed by this chapter as designated by RCW 41.56.020, or any  
10     subdivision of such public body. For the purposes of this section, the  
11     public employer of district court employees for wage-related matters is  
12     the respective county legislative authority, or person or body acting  
13     on behalf of the legislative authority, and the public employer for  
14     nonwage-related matters is the judge or judge's designee of the  
15     respective district court.

1       (2) "Public employee" means any employee of a public employer  
2 except any person (a) elected by popular vote, or (b) appointed to  
3 office pursuant to statute, ordinance or resolution for a specified  
4 term of office by the executive head or body of the public employer, or  
5 (c) whose duties as deputy, administrative assistant or secretary  
6 necessarily imply a confidential relationship to the executive head or  
7 body of the applicable bargaining unit, or any person elected by  
8 popular vote or appointed to office pursuant to statute, ordinance or  
9 resolution for a specified term of office by the executive head or body  
10 of the public employer, or (d) who is a personal assistant to a  
11 district judge or court commissioner. For the purpose of (d) of this  
12 subsection, no more than one assistant for each judge or commissioner  
13 may be excluded from a bargaining unit.

14       (3) "Bargaining representative" means any lawful organization which  
15 has as one of its primary purposes the representation of employees in  
16 their employment relations with employers.

17       (4) "Collective bargaining" means the performance of the mutual  
18 obligations of the public employer and the exclusive bargaining  
19 representative to meet at reasonable times, to confer and negotiate in  
20 good faith, and to execute a written agreement with respect to  
21 grievance procedures and collective negotiations on personnel matters,  
22 including wages, hours and working conditions, which may be peculiar to  
23 an appropriate bargaining unit of such public employer, except that by  
24 such obligation neither party shall be compelled to agree to a proposal  
25 or be required to make a concession unless otherwise provided in this  
26 chapter. In the case of the Washington state patrol, "collective  
27 bargaining" shall not include wages and wage-related matters.

28       (5) "Commission" means the public employment relations commission.

29       (6) "Executive director" means the executive director of the  
30 commission.

1       (7) "Uniformed personnel" means (a) law enforcement officers as  
2 defined in RCW 41.26.030 as now or hereafter amended, of cities with a  
3 population of fifteen thousand or more or law enforcement officers  
4 employed by the governing body of any county of the second class or  
5 larger, ~~((or))~~ (b) fire fighters as that term is defined in RCW  
6 41.26.030, as now or hereafter amended, or (c) correctional employees  
7 and police, fire, emergency, and correctional radio dispatch personnel  
8 employed by a city with a population of fifteen thousand or more, or by  
9 the governing body of a county of the second class or larger.