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HOUSE BILL 2921

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State of Washington                      58th Legislature                      2004 Regular Session

By Representatives Fromhold, Conway, McIntire, Campbell, Blake and Simpson, G.

Read first time 01/22/2004. Referred to Committee on Commerce & Labor.

1            AN ACT Relating to avoiding fragmentation in bargaining units for  
2 classified school employees; and amending RCW 41.56.060.

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

4            **Sec. 1.** RCW 41.56.060 and 1975 1st ex.s. c 296 s 17 are each  
5 amended to read as follows:

6            (1) The commission, after hearing upon reasonable notice, shall  
7 decide in each application for certification as an exclusive bargaining  
8 representative, the unit appropriate for the purpose of collective  
9 bargaining. In determining, modifying, or combining the bargaining  
10 unit, the commission shall consider the duties, skills, and working  
11 conditions of the public employees; the history of collective  
12 bargaining by the public employees and their bargaining  
13 representatives; the extent of organization among the public employees;  
14 and the desire of the public employees. The commission shall determine  
15 the bargaining representative by ~~((+1))~~: (a) Examination of  
16 organization membership rolls~~((,-(2)))~~; (b) comparison of signatures on  
17 organization bargaining authorization cards~~((,-or-(3)-by))~~; or (c)  
18 conducting an election specifically therefor.

1       (2) For classified employees of school districts and educational  
2 service districts:  
3       (a) Appropriate bargaining units existing on the effective date of  
4 this section may not be divided into more than one unit without the  
5 agreement of the public employer and the certified bargaining  
6 representative of the unit; and  
7       (b) In making bargaining unit determinations under this section,  
8 the commission must consider, in addition to the factors listed in  
9 subsection (1) of this section, the avoidance of excessive  
10 fragmentation.

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