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HOUSE BILL 1389

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State of Washington                      61st Legislature                      2009 Regular Session

By Representatives Blake, Conway, Sells, Ormsby, McCoy, Kessler,  
VanDeWege, Green, Simpson, and Wood

Read first time 01/20/09. Referred to Committee on Commerce & Labor.

1            AN ACT Relating to applying RCW 41.56.430 through 41.56.490 to  
2 employees working under a site certificate issued under chapter 80.50  
3 RCW; and adding a new section to chapter 41.56 RCW.

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

5            NEW SECTION.    **Sec. 1.** A new section is added to chapter 41.56 RCW  
6 to read as follows:

7            (1) In order to assure the uninterrupted and dedicated service of  
8 employees employed by employees of operators of certain commercial  
9 nuclear plants, the provisions of RCW 41.56.430 through 41.56.470,  
10 41.56.480, and 41.56.490 shall apply to the operating and maintenance  
11 employees of a joint operating agency as defined in RCW 43.52.250 who  
12 are employed at a commercial nuclear power plant operating under a site  
13 certificate issued under chapter 80.50 RCW, except as provided in  
14 subsection (2) of this section.

15            (2) In making its determination, the arbitration panel shall take  
16 into consideration the following factors:

- 17            (a) The constitutional and statutory authority of the employer;  
18            (b) Stipulations of the parties;

1           (c) A comparison of the wages, benefits, hours of work, and working  
2 conditions of the personnel involved in the proceeding with those of  
3 like personnel in relevant Washington labor markets. For  
4 classifications not found in Washington, the comparison shall be made  
5 with similar personnel in the states of California and Arizona, taking  
6 into account the relative differences in the cost of living;

7           (d) Economic indices, fiscal constraints, relative differences in  
8 the cost of living, and similar factors determined by the arbitration  
9 panel to be pertinent to the case;

10          (e) Other factors, not confined to the factors under (a) through  
11 (d) of this subsection, that are normally or traditionally taken into  
12 consideration in the determination of wages, benefits, hours of work,  
13 and working conditions.

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