

CERTIFICATION OF ENROLLMENT

SENATE BILL 5492

Chapter 126, Laws of 2009

61st Legislature
2009 Regular Session

COMMERCIAL NUCLEAR POWER PLANTS--ARBITRATION

EFFECTIVE DATE: 07/26/09

Passed by the Senate March 5, 2009
YEAS 33 NAYS 15

BRAD OWEN

President of the Senate

Passed by the House April 8, 2009
YEAS 64 NAYS 34

FRANK CHOPP

Speaker of the House of Representatives

Approved April 17, 2009, 3:24 p.m.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 5492** as passed by the Senate and the House of Representatives on the dates hereon set forth.

THOMAS HOEMANN

Secretary

FILED

April 20, 2009

**Secretary of State
State of Washington**

SENATE BILL 5492

Passed Legislature - 2009 Regular Session

State of Washington 61st Legislature 2009 Regular Session

By Senators Marr, Swecker, Kohl-Welles, Benton, Keiser, and Franklin

Read first time 01/23/09. Referred to Committee on Labor, Commerce & Consumer Protection.

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.

Passed by the Senate March 5, 2009.

Passed by the House April 8, 2009.

Approved by the Governor April 17, 2009.

Filed in Office of Secretary of State April 20, 2009.