

SB 6096 - H AMD 1852

By Representative Kraft

SCOPE AND OBJECT 03/04/2020

1 On page 2, after line 8, insert the following:

2 "The legislature also finds that the state has an interest in
3 ensuring that Washington's students receive high quality uninterrupted
4 educational services."
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6 On page 3, after line 18, insert the following:

7 "**Sec. 3.** RCW 41.59.105 and 2017 3rd sp.s. c 13 s 818 are each
8 amended to read as follows:

9 (1) All collective bargaining agreements entered into between a
10 school district employer and school district employees under this
11 chapter after June 10, 2010, as well as bargaining agreements
12 existing on June 10, 2010, but renewed or extended after June 10,
13 2010, shall be consistent with RCW 28A.657.050.

14 (2) All collective bargaining agreements entered into between a
15 school district employer and school district employees under this
16 chapter shall be consistent with RCW 28A.400.280 and 28A.400.350.

17 (3) If a collective bargaining agreement between a school
18 district employer and school district employees prohibits its
19 certificated employees from striking, the certificated employees may
20 not strike for any reason for the entire time the collective
21 bargaining agreement is in place. If a certificated employee
22 strikes in violation of the collective bargaining agreement, the
23 school district may take any appropriate action to remedy the
24 situation, as provided in the collective bargaining agreement or, if
25 not specified in the collective bargaining agreement, as allowed
26 within the school district's discretion.
27

1 (4) Employee bargaining shall be initiated after July 1, 2018,
2 over the dollar amount to be contributed beginning January 1, 2020,
3 on behalf of each employee for health care benefits. Bargaining must
4 subsequently be conducted in even-numbered years between the
5 governor or governor's designee and one coalition of all the
6 exclusive bargaining representatives impacted by benefit purchasing
7 with the school employees' benefits board established in RCW
8 41.05.740, consistent with RCW 28A.400.280 and 28A.400.350. The
9 coalition bargaining must follow the model initially established for
10 state employees in RCW 41.80.020.

11 (~~(4)~~) (5) The governor shall submit a request for funds
12 necessary to implement the collective bargaining agreement for the
13 dollar amount to be expended for school employee health benefits, or
14 for legislation necessary to implement the agreement. A request for
15 funds shall not be submitted to the legislature by the governor
16 unless such request:

17 (a) Has been submitted to the director of the office of
18 financial management by October 1st prior to the legislative session
19 at which the request is to be considered; and

20 (b) Has been certified by the director of the office of
21 financial management as being feasible financially for the state.

22 The legislature shall approve or reject the submission of the
23 request for funds. The legislature shall not consider a request for
24 funds unless the request is transmitted to the legislature as part
25 of the governor's budget document submitted under RCW 43.88.030 and
26 43.88.060.

27 If the legislature rejects or fails to act on the submission,
28 either party may reopen all or part of the agreement. However, if
29 the director of the office of financial management does not certify
30 a request under this section as being feasible financially for the
31 state, the parties shall enter into collective bargaining solely for
32 the purpose of reaching a mutually agreed upon modification of the
33 agreement necessary to address the absence of those requested funds.
34 The legislature may act upon the health care benefit provisions of

1 the modified collective bargaining agreement if those provisions are
2 agreed upon and submitted to the office of financial management and
3 legislative budget committees before final legislative action on the
4 biennial or supplemental operating budget. If the legislature
5 rejects or fails to act on the submission, either party may reopen
6 all or part of the agreement."

7

8 Correct the title.

9

EFFECT: Provides that if a collective bargaining agreement between a school district and school employees prohibits strikes, then the employees may not strike for any reason so long as the agreement is in place. Provides that if an employee strikes in violation of the agreement, the school district may take any appropriate action to remedy the situation within the provisions of the agreement, or if the agreement does not specify, then as allowed within the school district's discretion.

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