

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 264

BY WAYS AND MEANS COMMITTEE

AN ACT

1 RELATING TO SCHOOL DISTRICT LABOR NEGOTIATIONS; AMENDING SECTION 33-1271,  
2 IDAHO CODE, TO REVISE PROCEDURES REGARDING NEGOTIATIONS BETWEEN SCHOOL  
3 DISTRICTS AND LOCAL EDUCATION ORGANIZATIONS.  
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5 Be It Enacted by the Legislature of the State of Idaho:

6 SECTION 1. That Section 33-1271, Idaho Code, be, and the same is hereby  
7 amended to read as follows:

8 33-1271. SCHOOL DISTRICTS -- PROFESSIONAL EMPLOYEES -- NEGOTIATION  
9 AGREEMENTS. The board of trustees of each school district, including spe-  
10 cially chartered districts, or the designated representative(s) of such  
11 district, is hereby empowered to and shall, upon its own initiative or upon  
12 the request of a local education organization representing a majority of the  
13 professional employees, enter into a negotiation agreement with the local  
14 education organization or the designated representative(s) of such organ-  
15 ization.

16 (1) The parties to such negotiations shall negotiate in good faith on  
17 those matters specified in any such negotiation agreement between the local  
18 board of trustees and the local education organization.

19 (2) A request for negotiations may be initiated by either party to such  
20 negotiation agreement.

21 (3) Upon either party making a request for negotiations, the local ed-  
22 ucation organization, upon board request and prior to the commencement of  
23 negotiations, shall provide to the district written evidence establishing  
24 that the local education organization represents fifty percent (50%) plus  
25 one (1) of the professional employees for negotiations. If requested by the  
26 board, the local education organization shall establish this representative  
27 status on an annual basis, prior to the commencement of negotiations:

28 (a) Within the last two (2) years, the local education organization  
29 held an election wherein votes were cast by secret ballot and counted by  
30 an independent third party;

31 (b) At that election, a majority indicated that they approved of being  
32 represented by that local education organization; and

33 (c) Those voting in support of being represented by the local education  
34 organization comprise fifty percent (50%) plus one (1) of all profes-  
35 sional employees in the district.

36 (4) Accurate records or minutes of the proceedings shall be kept and  
37 shall be available for public inspection at the office of the affected school  
38 district during normal business hours.

39 (5) Joint ratification of all final offers of settlement shall be made  
40 in open meetings. Each party must provide written evidence confirming to the  
41 other that majority ratification has occurred.