

SENATE BILL 899

F3
SB 876/10 – FIN

11r3001

By: **Senator Dyson**
Introduced and read first time: February 21, 2011
Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **St. Mary's County – Certificated Public School Employees – Service or**
3 **Representation Fee**

4 FOR the purpose of authorizing the St. Mary's County Board of Education to negotiate
5 with the employee organization designated as the exclusive representative for a
6 unit of certain certificated employees as to a service or representation fee for
7 representing nonmember certificated employees in the unit in certain matters;
8 making this Act applicable only to certain employees hired on or after a certain
9 date; and generally relating to negotiations for a service or representation fee
10 for an employee organization that represents certain public school employees in
11 St. Mary's County.

12 BY repealing and reenacting, without amendments,
13 Article – Education
14 Section 6–407(a) and (b)
15 Annotated Code of Maryland
16 (2008 Replacement Volume and 2010 Supplement)

17 BY adding to
18 Article – Education
19 Section 6–407(g)
20 Annotated Code of Maryland
21 (2008 Replacement Volume and 2010 Supplement)

22 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
23 MARYLAND, That the Laws of Maryland read as follows:

24 **Article – Education**

25 6–407.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.



1 (a) An employee organization designated as an exclusive representative shall
2 be the negotiating agent of all public school employees in the unit in the county.

3 (b) (1) An employee organization designated as an exclusive
4 representative shall represent all employees in the unit fairly and without
5 discrimination, whether or not the employees are members of the employee
6 organization.

7 (2) In addition, in Montgomery County the exclusive representative
8 shall represent fairly and without discrimination all persons actually employed as
9 substitute teachers without regard to whether they are included in § 6-401(e) of this
10 subtitle as public school employees.

11 **(G) (1) IN ST. MARY'S COUNTY, THE PUBLIC SCHOOL EMPLOYER MAY**
12 **NEGOTIATE WITH THE EMPLOYEE ORGANIZATION DESIGNATED AS THE**
13 **EXCLUSIVE REPRESENTATIVE FOR THE PUBLIC SCHOOL EMPLOYEES IN A UNIT,**
14 **A REASONABLE SERVICE OR REPRESENTATION FEE, TO BE CHARGED**
15 **NONMEMBERS FOR REPRESENTING THEM IN NEGOTIATIONS, CONTRACT**
16 **ADMINISTRATION, INCLUDING GRIEVANCES, AND OTHER ACTIVITIES SPECIFIED**
17 **UNDER SUBSECTION (B) OF THIS SECTION.**

18 **(2) THE PROVISIONS OF THIS SUBSECTION SHALL APPLY ONLY TO**
19 **EMPLOYEES WHO ARE HIRED ON OR AFTER JULY 1, 2011.**

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
21 July 1, 2011.