

2019 -- H 5260

LC000535

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2019

A N A C T

RELATING TO LABOR AND LABOR RELATIONS - ARBITRATION - CERTIFIED
SCHOOL TEACHERS - MUNICIPAL EMPLOYEES

Introduced By: Representatives Vella-Wilkinson, Morin, O'Brien, Almeida, and
Williams

Date Introduced: January 31, 2019

Referred To: House Labor

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 28-9.3-12 of the General Laws in Chapter 28-9.3 entitled "Certified
2 School Teachers' Arbitration" is hereby amended to read as follows:

3 **28-9.3-12. Appeal from decision.**

4 The decision of the arbitrators shall be made public and shall be binding on the certified
5 public school teachers and their representative and the school committee on all matters ~~not~~
6 ~~involving the expenditure of money; provided, that nothing contained in this section shall prevent~~
7 ~~the representative of the certified public school teachers and the school committee from mutually~~
8 ~~agreeing to submit all unresolved issues to binding arbitration pursuant to the procedures set forth~~
9 ~~in §§ 28-9.3-10 — 28-9.3-12. In that case the decision of the arbitrators shall be final and binding~~
10 ~~on all matters so submitted, including those involving the expenditure of money~~, and cannot be
11 appealed except on the ground that the decision was procured by fraud or that it violates the law,
12 in which case appeals shall be to the superior court. The school committee shall within three (3)
13 days after it receives the decision send a true copy of the decision by certified or registered mail
14 postage prepaid to the department or agency which appropriates money for the operation of the
15 schools in the city, town, or regional school district involved, if the decision involves the
16 expenditure of money.

17 SECTION 2. Section 28-9.4-13 of the General Laws in Chapter 28-9.4 entitled
18 "Municipal Employees' Arbitration" is hereby amended to read as follows:

1 **28-9.4-13. Appeal from decision.**

2 (a) The decision of the arbitrators shall be made public and shall be binding upon the
3 municipal employees in the appropriate bargaining unit and their representative and the municipal
4 employer on all matters ~~not involving the expenditure of money.~~

5 (b) The decision of the arbitrators shall be final and cannot be appealed except on the
6 ground that the decision was procured by fraud or that it violates the law, in which case appeals
7 shall be to the superior court.

8 (c) The municipal employer shall within three (3) days after it receives the decision send
9 a true copy of the decision by certified or registered mail postage prepaid to the department or
10 agency of the municipal employer responsible for the preparation of the budget and to the agency
11 of the municipal employer which appropriates money for the operation of the particular municipal
12 function or service in the city, town, or regional school district involved, if the decision involves
13 the expenditure of money.

14 SECTION 3. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

A N A C T

RELATING TO LABOR AND LABOR RELATIONS - ARBITRATION - CERTIFIED
SCHOOL TEACHERS - MUNICIPAL EMPLOYEES

1 This act would make the arbitrator's decision binding on all matters pertaining to certified
2 public school teachers and municipal employees, including those matters involving the
3 expenditure of money.

4 This act would take effect upon passage.

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