

HOUSE BILL No. 2083

By Committee on Commerce, Labor and Economic Development

1-24

Proposed Amendments for HB 2083
February 11, 2013
Prepared by Ken Wilke
Office of the Revisor of Statutes

1 AN ACT concerning the public employees relations board; amending
2 K.S.A. 75-4327 and K.S.A. 2012 Supp. 75-4332 and repealing the
3 existing sections.
4

employee

5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 75-4327 is hereby amended to read as follows: 75-
7 4327. (a) Public employers shall recognize employee organizations for the
8 purpose of representing their members in relations with public agencies as
9 to grievances and conditions of employment. Employee organizations may
10 establish reasonable provisions for an individual's admission to or
11 dismissal from membership.

12 (b) Where an employee organization has been certified by the board
13 as representing a majority of the employees in an appropriate unit, or
14 recognized formally by the public employer pursuant to the provisions of
15 this act, the appropriate employer shall meet and confer in good faith with
16 such employee organization in the determination of conditions of
17 employment of the public employees as provided in this act, and may enter
18 into a memorandum of agreement with such recognized employee
19 organization.

20 (c) A recognized employee organization shall represent not less than a
21 majority of the employees of an appropriate unit. When a question
22 concerning the designation of an appropriate unit is raised by a public
23 agency, employee organization or by five or more employees, the public
24 employee relations board, at the request of any of the parties, shall
25 investigate such question and, after a hearing in accordance with the
26 provisions of the Kansas administrative procedure act, rule on the
27 definition of the appropriate unit in accordance with subsection (e) of this
28 section.

29 (d) Following determination of the appropriate unit of employees, the
30 public employee relations board, at the request of the public employer or
31 on petition of employees, shall investigate questions and certify to the
32 parties in writing, the names of the representatives that have been
33 designated for an appropriate unit. The filing of a petition for the
34 investigation or certification of a representative of employees shall show
35 the names of not less than 30% of the employees within an appropriate
36 unit. In any such investigation, the board may provide for an appropriate