

Board of Trustees
DRAFT as of 5/29/15

**BP 2610 PRESENTATION OF INITIAL COLLECTIVE BARGAINING
PROPOSALS**

Reference:

Government Code Section 3547

- ❖ **From current CLPCCD Policy 4615 titled Public Notice for Collective Bargaining**

[To be incorporated into the Administrative Procedure.]

~~In order to ensure that the public is informed of issues that are being negotiated and knows the positions of its elected representatives, and to further ensure that members of the public have full opportunity to express their views on these issues to the District, the Governing Board of the Chabot-Las Positas Community College District hereby adopts the following policy:~~

- ~~1. All initial proposals of the District or of the exclusive representatives of District employees, which relate to matters within the scope of bargaining, shall comply with Title 8, California Code of Regulations, Sections 32900 et seq., and California Government Code Section 3547.~~
- ~~2. All initial proposals of the District or of the exclusive representatives of District employees and of the District, which relate to matters within the scope of representation, shall be presented at a public meeting of the Governing Board and thereafter shall be public records.~~
- ~~3. Meeting and negotiating shall not take place on any proposal until a reasonable time has elapsed after the submission of the proposal to enable the public to become informed and to afford the public an opportunity to express itself regarding the proposal at a meeting of the Governing Board.~~
- ~~4. After the public has had the opportunity to express itself on a proposal by the exclusive representative, the Governing Board shall, at a meeting which is open to the public, adopt its initial proposal.~~
- ~~5. New subjects of meeting and negotiating arising after the presentation of initial proposals shall be made public within 24 hours. If a vote is taken on such~~

~~subject by the Governing Board, the vote thereon by each member voting shall also be made public within 24 hours.~~

- ~~6. A suitable number of copies of the initial proposals shall be available to the public at meetings during which these proposals are presented. Upon request, additional copies will be made available to members of the public.~~
- ~~7. The Public Employment Relations Board has jurisdiction to process, hear and resolve complaints alleging violation of this policy. Any party alleging a violation of this policy shall present a written statement to the Governing Board of the alleged violation. Within fifteen (15) calendar days of receipt of the written statement, the Governing Board shall respond in writing to the allegations.~~

The Chancellor is directed to enact administrative procedures that assure compliance with the requirements of Government Code Section 3547 regarding the presentation to the Board of Trustees of initial proposals for collective bargaining.

Collective bargaining begins when either an exclusive representative or the District itself presents an initial proposal for consideration.

NOTE: The **red ink** signifies language that is **legally required** and recommended by the Policy and Procedure Service. The language in **black ink** is from current CLPCCD Policy 4615 titled Public Notice for Collective Bargaining adopted on March 19, 1996. The language in **blue ink** reflects revisions made during the review with Judy and Wyman on April 9, 2013. Changes in **green ink** were made by David on May 29, 2015.

Date Adopted:

(This new policy replaces current CLPCCD Policy 4615)

Legal Citation for BP 2610

GOVERNMENT CODE SECTION 3547

3547. (a) All initial proposals of exclusive representatives and of public school employers, which relate to matters within the scope of representation, shall be presented at a public meeting of the public school employer and thereafter shall be public records.

(b) Meeting and negotiating shall not take place on any proposal until a reasonable time has elapsed after the submission of the proposal to enable the public to become informed and the public has the opportunity to express itself regarding the proposal at a meeting of the public school employer.

(c) After the public has had the opportunity to express itself, the public school employer shall, at a meeting which is open to the public, adopt its initial proposal.

(d) New subjects of meeting and negotiating arising after the presentation of initial proposals shall be made public within 24 hours. If a vote is taken on such subject by the public school employer, the vote thereon by each member voting shall also be made public within 24 hours.

(e) The board may adopt regulations for the purpose of implementing this section, which are consistent with the intent of the section; namely that the public be informed of the issues that are being negotiated upon and have full opportunity to express their views on the issues to the public school employer, and to know of the positions of their elected representatives.