

FIRST REGULAR SESSION

HOUSE BILL NO. 409

98TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE BRATTIN.

0984H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 105.525, RSMo, and to enact in lieu thereof one new section relating to collective bargaining representatives, with a referendum clause.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 105.525, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 105.525, to read as follows:

105.525. **1.** Issues with respect to appropriateness of bargaining units and majority representative status shall be resolved by the state board of mediation. In the event that the appropriate administrative body or any of the bargaining units shall be aggrieved by the decision of the state board of mediation, an appeal may be had to the circuit court of the county where the administrative body is located or in the circuit court of Cole County. [The state board of mediation shall use the services of the state hearing officer in all contested cases.]

2. Notwithstanding any other provision of law to the contrary, the state board of mediation shall conduct an election to certify the exclusive bargaining representative of an appropriate collective bargaining unit every two years. If no representative receives at least fifty-one percent of the votes in favor of certification or recertification at the expiration of the collective bargaining agreement, if any, the board shall decertify the current representative, if any. If a representative is decertified under this section, the affected employees covered in sections 105.500 to 105.530 may not be included in a substantially similar collective bargaining unit for twelve months from the date of decertification.

Section B. Section A of this act is hereby submitted to the qualified voters of this state for approval or rejection at an election which is hereby ordered and which shall be held and

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

3 conducted on the Tuesday immediately following the first Monday in August, 2016, pursuant
4 to the laws and constitutional provisions of this state applicable to primary elections and the
5 submission of referendum measures by initiative petition, and it shall become effective when
6 approved by a majority of the votes cast thereon at such election and not otherwise.

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