

Amendment to HB 1399

1 Amend the bill by replacing all after the enacting clause with the following:

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3 1 Public Employee Labor Relations; Definition. Amend RSA 273-A:1 by inserting after
4 paragraph XII the following new paragraph:

5 XIII. "Written majority authorization" means board-approved written majority
6 authorization cards signed and dated by a majority of employees in the appropriate bargaining unit
7 which designate an employee organization as their representative for the purpose of collective
8 bargaining. Current employee signatures must be dated within the 6 months preceding the date on
9 which the signed written majority authorization cards are filed with the board to establish majority
10 and exclusive representative status.

11 2 New Paragraph; Public Employee Labor Relations; Elections. Amend RSA 273-A:10 by
12 inserting after paragraph IX the following new paragraph:

13 X. Notwithstanding any other provision of this section, the board shall certify and the public
14 employer shall recognize as the exclusive representative an employee organization which has
15 received a written majority authorization for the purpose of collective bargaining of all the employees
16 in the bargaining unit. This rule shall apply only when no other employee organization has been
17 and currently is lawfully recognized as the exclusive representative of the employees in the
18 appropriate bargaining unit. The employee organization shall file the written majority authorization
19 cards and a written majority authorization petition for certification with the board. Absent
20 exceptional cause, within 10 days, the board's staff shall inspect the written majority authorization
21 cards in order to verify the employee organization's majority support within the appropriate
22 bargaining unit and report the results of such inspection in writing to the parties. The board shall
23 establish rules and procedures for the prompt verification of evidence of written majority
24 authorization, including safeguards to protect the privacy of individual employee choice and the
25 board shall treat the written majority authorization cards as confidential once they are filed with the
26 board.

27 3 Effective Date. This act shall take effect 60 days after its passage.

Amendment to HB 1399
- Page 2 -

2020-0449h

AMENDED ANALYSIS

This bill amends the procedure for written majority authorization of an employee organization for the purpose of collective bargaining.