

AP 2610 Presentation of Initial Collective Bargaining Proposals

Reference:

Government Code Section 3547(b)

Government Code 3547(b) states: "Meetings 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." The phrase "sunshine" is used to reflect Government code 3547(b).

- The proposal will identify the article, section, or subject to be bargained.
- The Chancellor's Office will place the proposal on the Governing Board public meeting docket. This is to ensure notice to the public and to provide the opportunity for public comment on the proposal.
- Negotiations may commence on the proposal after the date of the Board meeting that "sunshined" the proposal.

Initial Collective Bargaining Proposal

Whenever an initial collective bargaining proposal is received from an exclusive representative of District employees, or whenever the District's own negotiator presents an initial proposal, the following actions must be taken at public meetings of the Board of Trustees:

- The exclusive representative or the District must present the initial collective bargaining proposal orally or in writing to the Board at a public meeting.
- The public shall have an opportunity to respond to the exclusive representative's or District's initial proposal at a subsequent public Board meeting. The opportunity for public response shall appear on the Board's regular agenda. Public response shall be taken in accordance with the Board's policies regarding speakers.
- After the public has an opportunity to respond to an initial proposal presented by the District, the Board shall, at the same meeting or a subsequent meeting, adopt the District's initial proposal. The adoption shall be indicated as a separate action item on the Board agenda. There shall be no amendment of the District's initial proposal unless the public is again afforded a reasonable opportunity to respond to the proposed amendment at a public meeting.

New Proposals

If new subjects of meeting and negotiating arise after the presentation of initial proposals, the following procedure shall be followed:

- All new subjects of meeting and negotiating, whether proposed by the exclusive representative or the District, shall be posted by the District in the same public place as it posts its agendas within twenty-four (24) hours after their presentation in negotiations.
- When a request to reopen a collective bargaining agreement, as required by the agreement, is received from an exclusive representative or is made by the District, the public notice procedure outlined in this procedure shall be followed.

Adopted: March 10, 2009
Revised: _____