

SENATE BILL No. 608

October 17, 1989, Introduced by Senators DI NELLO, WELBORN, CROPSEY, GEAKE, N. SMITH, CRUCE, CARL, FESSLER, BINSFELD and MACK and referred to the Committee on Human Resources and Senior Citizens.

A bill to prohibit certain education associations from vetoing or prohibiting certain locally negotiated collective bargaining agreements; and to prescribe penalties and remedies.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. As used in this act:

2 (a) "Education association" means an organization in which
3 school employees participate and that exists for the common pur-
4 pose of protecting and advancing the wages, hours, and working
5 conditions of the organization's members.

6 (b) "Intermediate school district" means an intermediate
7 school district established under part 7 of the school code of
8 1976, Act No. 451 of the Public Acts of 1976, being sections
9 380.601 to 380.703 of the Michigan Compiled Laws.

10 (c) "Local school district" means a school district
11 established under part 2, 3, 4, 5, or 6 of the school code of

1 1976, Act No. 451 of the Public Acts of 1976, being sections
2 380.71 to 380.485 of the Michigan Compiled Laws, or a local act
3 school district.

4 (d) "Person" means an individual, association, or any other
5 legal entity.

6 Sec. 2. A county, regional, or state education association
7 shall not veto a collective bargaining agreement reached between
8 a local or intermediate school district and a local education
9 association or in any way prohibit the local education associa-
10 tion from entering into the collective bargaining agreement.

11 Sec. 3. If an education association violates this act, a
12 school district or any other person adversely affected by the
13 violation of the act may commence an action to compel compliance
14 with this act in the circuit court for the county in which the
15 complainant resides or the circuit court for the county in which
16 the affected school district is located. Failure to comply with
17 an order of the court may be punished as contempt. In addition,
18 the court shall award court costs and reasonable attorney fees to
19 a complainant who prevails in an action brought under this
20 section.