

HOUSE BILL No. 6076

November 30, 2016, Introduced by Reps. Poleski, Nesbitt and Somerville and referred to the Committee on Local Government.

A bill to amend 1969 PA 312, entitled

"An act to provide for compulsory arbitration of labor disputes in municipal police and fire departments; to define such public departments; to provide for the selection of members of arbitration panels; to prescribe the procedures and authority thereof; and to provide for the enforcement and review of awards thereof,"

by amending section 8 (MCL 423.238), as amended by 2011 PA 116.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 8. **(1)** The arbitration panel shall identify the economic
2 issues in dispute and direct each of the parties to submit to the
3 arbitration panel and to each other its last offer of settlement on
4 each economic issue before the beginning of the hearing. The
5 determination of the arbitration panel as to the issues in dispute
6 and as to which of these issues are economic is conclusive. The
7 arbitration panel, within 30 days after the conclusion of the
8 hearing, or within up to 60 additional days at the discretion of
9 the chair, shall, **SUBJECT TO SUBSECTION (2)**, make written findings

1 of fact and promulgate a written opinion and order. As to each
2 economic issue, the arbitration panel shall adopt the last offer of
3 settlement ~~which,~~ **THAT**, in the opinion of the arbitration panel,
4 more nearly complies with the applicable factors prescribed in
5 section 9. The findings, opinions and order as to all other issues
6 shall be based upon the applicable factors prescribed in section 9.

7 **(2) THE ARBITRATION PANEL SHALL NOT ISSUE A WRITTEN OPINION OR**
8 **ORDER OR ADOPT A SETTLEMENT OFFER TERM THAT INFRINGES ON THE**
9 **DISCRETION GRANTED TO THE PUBLIC EMPLOYER IN SECTION 15(10), (11),**
10 **OR (14) OF 1947 PA 336, MCL 423.215.**

11 Enacting section 1. This amendatory act does not take effect
12 unless Senate Bill No. _____ or House Bill No. 6077 (request no.
13 06280'16 *) of the 98th Legislature is enacted into law.