

SENATE BILL No. 705

February 4, 1992, Introduced by Senators DI NELLO and
WELBORN and referred to the Committee on Education.

A bill to prohibit certain education associations from veto-
ing or prohibiting certain locally negotiated collective bargain-
ing 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 local or intermediate school district or any other person
13 adversely affected by the violation of the act may bring an
14 action to compel compliance with this act in the circuit court
15 for the county in which the plaintiff resides or the circuit
16 court for the county in which the affected school district is
17 located. Failure to comply with an order of the court may be
18 punished as contempt. In addition, the court shall award court
19 costs and reasonable attorney fees to a plaintiff who prevails in
20 an action brought under this section.