

HOUSE BILL No. 5576

May 13, 2014, Introduced by Rep. Haveman and referred to the Committee on Detroit's Recovery and Michigan's Future.

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 10 (MCL 423.240).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 10. (1) ~~A—SUBJECT TO SUBSECTION (2),~~ A majority decision
2 of the arbitration panel, if supported by competent, material, and
3 substantial evidence on the whole record, shall be final and
4 binding upon the parties, and may be enforced, at the instance of
5 either party or of the arbitration panel in the circuit court for
6 the county in which the dispute arose or in which a majority of the

1 affected employees reside. The commencement of a new municipal
2 fiscal year after the initiation of arbitration procedures under
3 this act, but before the arbitration decision, or its enforcement,
4 shall not be deemed to render a dispute moot, or to otherwise
5 impair the jurisdiction or authority of the arbitration panel or
6 its decision. Increases in rates of compensation or other benefits
7 may be awarded retroactively to the commencement of any period(s)
8 in dispute, any other statute or charter provisions to the contrary
9 notwithstanding. At any time the parties, by stipulation, may amend
10 or modify an award of arbitration.

11 (2) IF A LOCAL UNIT OF GOVERNMENT IS A QUALIFIED CITY, AS
12 DEFINED IN SECTION 3 OF THE OVERSIGHT COMMISSION ACT, ANY
13 ARBITRATION AWARD UNDER THIS ACT DOES NOT TAKE EFFECT UNLESS IT IS
14 APPROVED BY THE OVERSIGHT COMMISSION UNDER THAT ACT. IF THE
15 OVERSIGHT COMMISSION REJECTS THE AWARD OF THE ARBITRATION PANEL,
16 THE ARBITRATION PANEL MAY CONDUCT ANOTHER HEARING UNDER SECTION 6
17 OR MAY REMAND FOR FURTHER COLLECTIVE BARGAINING UNDER SECTION 7A.