

ESSB 6168 - H AMD TO H AMD (H-5169.3/20) **1737**

By Representative Stokesbary

ADOPTED 02/28/2020

1 On page 490, after line 8, insert the following:

2

3 "NEW SECTION. Sec. 915. RCW 41.80.040 and 2002 c 354 s 305 are
4 each amended to read as follows:

5 The employer shall not bargain over rights of management which,
6 in addition to all powers, duties, and rights established by
7 constitutional provision or statute, shall include but not be
8 limited to the following:

9 (1) The functions and programs of the employer, the use of
10 technology, and the structure of the organization;

11 (2) The employer's budget, which includes for purposes of any
12 negotiations conducted during the 2019-21 fiscal biennium any
13 specification of the funds or accounts that must be appropriated by
14 the legislature to fulfill the terms of an agreement, and the size
15 of the agency workforce, including determining the financial basis
16 for layoffs;

17 (3) The right to direct and supervise employees;

18 (4) The right to take whatever actions are deemed necessary to
19 carry out the mission of the state and its agencies during
20 emergencies; and

21 (5) Retirement plans and retirement benefits."

22

23 Renumber the remaining sections consecutively and correct any
24 references accordingly

25

26 Correct the title.

27

EFFECT: Specifies that state entities serving as the employer in state employee collective bargaining under Chapter 41.80 RCW may not bargain over the funds or accounts that must be appropriated by the legislature to fulfill the terms of a collective bargaining agreement.

FISCAL IMPACT:

No change to appropriated amounts.

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