

# SENATE BILL No. 165

February 6, 2007, Introduced by Senators SWITALSKI, JACOBS and SCHAUER and referred to the Committee on Judiciary.

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 the title and sections 1 and 3 (MCL 423.231 and 423.233) and by adding section 1a.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

TITLE

An act to provide for compulsory arbitration of labor disputes in municipal police and fire departments **AND BETWEEN COUNTY CORRECTIONS OFFICERS AND THEIR EMPLOYERS**; to define ~~such~~ **THOSE** public departments **AND CORRECTIONS FACILITIES**; to provide for the selection of members of arbitration panels; to prescribe the

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1 procedures and authority ~~thereof, and~~ **OF ARBITRATION PANELS;** to  
2 provide for the enforcement and review of awards ~~thereof~~ **OF**  
3 **ARBITRATION PANELS; AND TO PRESCRIBE CERTAIN POWERS AND DUTIES OF**  
4 **CERTAIN STATE AND LOCAL OFFICIALS.**

5       Sec. 1. It is the public policy of this state that in public  
6 police and fire departments **AND IN COUNTY CORRECTIONS FACILITIES,**  
7 where the right of employees to strike is by law prohibited, it is  
8 requisite to the high morale of ~~such~~ **THE** employees and the  
9 efficient operation of ~~such~~ **THOSE** departments **AND FACILITIES** to  
10 afford an alternate, expeditious, effective, and binding procedure  
11 for the resolution of disputes, and to that end the provisions of  
12 this act, providing for compulsory arbitration, shall be liberally  
13 construed.

14       **SEC. 1A. AS USED IN THIS ACT:**

15       (A) "COUNTY CORRECTIONS FACILITY" MEANS ANY COUNTY JAIL OR  
16 OTHER SITE USED TO HOUSE OR DETAIN INDIVIDUALS IN THE CUSTODY OF A  
17 COUNTY SHERIFF.

18       (B) "COUNTY CORRECTIONS OFFICER" MEANS AN INDIVIDUAL EMPLOYED  
19 BY OR UNDER THE SUPERVISION OF A COUNTY SHERIFF WHILE ENGAGED IN  
20 THE MANAGEMENT OR CONTROL OF INDIVIDUALS IN THE CUSTODY OF THAT  
21 COUNTY SHERIFF.

22       (C) "EMPLOYMENT RELATIONS COMMISSION" MEANS THE COMMISSION  
23 CREATED IN SECTION 3 OF 1939 PA 176, MCL 423.3.

24       Sec. 3. ~~Whenever~~ **IF** in the course of mediation of a public  
25 police or fire department employee's **OR COUNTY CORRECTIONS**  
26 **OFFICER'S** dispute, except a dispute concerning the interpretation  
27 or application of an existing agreement (a "grievance" dispute),

1 the dispute has not been resolved to the agreement of both parties  
2 within 30 days of the submission of the dispute to mediation, or  
3 within ~~such further~~ **ANY** additional periods to which the parties may  
4 agree, the employees or employer may initiate binding arbitration  
5 proceedings by prompt request, ~~therefor,~~ in writing, to the other,  
6 with copy to the employment relations commission.