The County Council for Montgomery County, Maryland approves the following Act:

AN ACT to:
(1) include certain fire/rescue lieutenants and captains in the bargaining unit with certain fire/rescue employees for the purpose of collective bargaining; and
(2) generally amend the law regarding collective bargaining for fire/rescue employees.

By amending
Montgomery County Code
Chapter 33, Personnel and Human Resources
Sections 33-148 and 33-151

Boldface
Underlining
[Single boldface brackets]
Double underlining
[[Double boldface brackets]]

Heading or defined term.
Added to existing law by original bill.
Deleted from existing law by original bill.
Added by amendment.
Deleted from existing law or the bill by amendment.
Existing law unaffected by bill.
Sec. 1. Sections 33-148 and 33-151 are amended as follows:


The following terms have the meaning indicated when used in this Article:

(2) Certified representative means an employee organization chosen to represent the unit as the exclusive bargaining agent [in accordance with] under this Article or Article VII.

(4) Employee means [any] a fire and rescue employee in the classification of Fire/Rescue Captain, Fire/Rescue Lieutenant, Master Firefighter/Rescuer, Firefighter/Rescuer III, Firefighter/Rescuer II, and Firefighter/Rescuer I, but not [any employee]:

(A) an employee in a probationary status[, or];

(B) an employee in the classification of [Fire/Rescue Lieutenant] District Chief or [any] an equivalent or higher classification[.]; or

(C) a Fire/Rescue Lieutenant or Captain whose primary assignment is in:

(i) budget;

(ii) internal affairs;

(iii) labor relations;

(iv) human resources;

(v) public information: or

(vi) quality assurance.

33-151. Selection, certification, and decertification procedures.
(a) [Any] An employee organization seeking certification as representative of the unit must file a petition with the Labor Relations Administrator stating its name, address, and its desire to be certified. The employee organization must also send a copy of the petition, including a copy of the signatures of the supporting employees on the petition, to the employer. The petition must contain the uncoerced signatures of 30 percent of the employees in the unit, signifying [their] the employees' desire to be represented by the employee organization for purposes of collective bargaining.

* * *

Approved:

Blair G. Ewing, President, County Council

Douglas M. Duncum, County Executive

This is a correct copy of Council action.

Mary A. Edgar, CMC, Clerk of the Council