

HB 150 - AS INTRODUCED

2023 SESSION

23-0397

05/04

HOUSE BILL

150

AN ACT relative to the certification of a collective bargaining unit.

SPONSORS: Rep. Bordes, Belk. 5; Rep. Read, Rock. 10; Rep. Coker, Belk. 2; Rep. Wolf, Merr. 7;
Rep. Schultz, Merr. 29; Rep. Trottier, Belk. 8

COMMITTEE: Labor, Industrial and Rehabilitative Services

ANALYSIS

This bill reduces the minimum number of employees required to certify a collective bargaining unit from 10 to 5.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears ~~[in brackets and struckthrough]~~
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Three

AN ACT relative to the certification of a collective bargaining unit.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 Public Employee Labor Relations; Certification of Collective Bargaining Unit. Amend RSA
2 273-A:8, I to read as follows:

3 I. The board or its designee shall determine the appropriate bargaining unit and shall
4 certify the exclusive representative thereof when petitioned to do so under RSA 273-A:10. In making
5 its determination the board should take into consideration the principle of community of interest.
6 The community of interest may be exhibited by one or more of the following criteria, although it is
7 not limited to such:

8 (a) Employees with the same conditions of employment;

9 (b) Employees with a history of workable and acceptable collective negotiations;

10 (c) Employees in the same historic craft or profession;

11 (d) Employees functioning within the same organizational unit.

12 In no case shall the board certify a bargaining unit of fewer than ~~[10]~~ 5 employees with the same
13 community of interest. For purposes of this section, probationary employees shall be counted to
14 satisfy the employee minimum number requirement. In no case shall such probationary employees
15 vote in any election conducted under the provisions of this chapter to certify an employee
16 organization as the exclusive representative of a bargaining unit.

17 2 Effective Date. This act shall take effect 60 days after its passage.