



General Assembly

February Session, 2008

Raised Bill No. 5115

LCO No. 163

00163_____LAB

Referred to Committee on Labor and Public Employees

Introduced by:
(LAB)

**AN ACT CLARIFYING DEFINITIONS IN MUNICIPAL EMPLOYEE
COLLECTIVE BARGAINING STATUTES.**

Be it enacted by the Senate and House of Representatives in General
Assembly convened:

1 Section 1. Section 7-467 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2008*):

3 When used in sections 7-467 to 7-477, inclusive:

4 (1) "Municipal employer" means any political subdivision of the
5 state, including any town, city, borough, district, district department of
6 health, school board, housing authority or other authority established
7 by law, a private nonprofit corporation which has a valid contract with
8 any town, city, borough or district to extinguish fires and to protect its
9 inhabitants from loss by fire, and any person or persons designated by
10 the municipal employer to act in its interest in dealing with municipal
11 employees;

12 (2) "Employee" means any employee of a municipal employer,
13 whether or not in the classified service of the municipal employer,
14 except elected officials, administrative officials, board and commission
15 members, certified teachers, part-time employees who work less than

16 twenty hours per week on a seasonal basis, department heads and
17 persons in such other positions as may be excluded from coverage
18 under sections 7-467 to 7-477, inclusive, in accordance with subdivision
19 (2) of section 7-471 of the 2008 supplement to the general statutes;

20 (3) "Seasonal basis" means working for a period of not more than
21 one hundred twenty calendar days in any calendar year;

22 (4) "Department head" means an employee who heads any
23 department in a municipal organization, has substantial supervisory
24 control of a permanent nature over other municipal employees, and is
25 [directly] accountable, directly or through a superior within the
26 municipal organization, to the chief executive officer of a town, city or
27 borough, or to the board of selectmen of a town, city or borough not
28 having a charter or special act form of government; [, or to the chief
29 executive officer of any other town, city or borough;]

30 (5) "Department" means any [major] functional division in a
31 municipal organization including identified sections and divisions of a
32 department, notwithstanding the provisions of any charter or special
33 act to the contrary;

34 (6) "Employee organization" means any lawful association, labor
35 organization, federation or council having as a primary purpose the
36 improvement of wages, hours and other conditions of employment
37 among employees of municipal employers.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2008</i>	7-467

Statement of Purpose:

To clarify definitions within the municipal employee collective bargaining statutes as it pertains to union membership.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]