



General Assembly

Amendment

February Session, 2012

LCO No. 4248

HB0531204248SR0

Offered by:
SEN. MARKLEY, 16th Dist.

To: Subst. House Bill No. 5312 File No. 586 Cal. No. 417

"AN ACT CREATING A PROCESS FOR FAMILY CHILD CARE PROVIDERS AND PERSONAL CARE ATTENDANTS TO COLLECTIVELY BARGAIN WITH THE STATE."

1 In line 44, strike "for the first sixty days of a family child care
2 provider's"

3 Strike lines 45 and 46, in their entirety, and insert in lieu thereof:
4 "prior to November 1, 2012, and annually thereafter for any child care
5 provider participating in a child care subsidy program established
6 pursuant to section 17b-749 of the general statutes that opts out of
7 participation, pursuant to section 501 of this act, in the organization
8 designated by the State Board of Labor Relations as the exclusive
9 bargaining agent of such providers pursuant to section 5-275 of the
10 general statutes;"

11 In line 343, strike "for the first sixty days of a"

12 Strike lines 344 and 345, in their entirety, and insert in lieu thereof:
13 "prior to November 1, 2012, and annually thereafter for any personal

14 care attendant that opts out of participation, pursuant to section 502 of
15 this act, in the organization designated by the State Board of Labor
16 Relations as the exclusive bargaining agent of such personal care
17 attendants pursuant to section 5-275 of the general statutes;"

18 After the last section, add the following and renumber sections and
19 internal references accordingly:

20 "Sec. 501. (NEW) (*Effective July 1, 2012*) (a) On or before September 1,
21 2012, and annually thereafter, the organization representing family
22 child care providers that has been designated by the State Board of
23 Labor Relations, pursuant to section 5-275 of the general statutes or
24 subsection (g) of section 2 of this act, as the exclusive bargaining agent
25 of such providers shall mail by first class mail to each family child care
26 provider that has participated in the child care subsidy program
27 established pursuant to section 17b-749 of the general statutes for more
28 than thirty calendar days, a notice stating that unless such family child
29 care provider opts out, such provider shall (1) be considered a member
30 of such organization, and (2) have dues and fees deducted from their
31 reimbursement payments for participation in said program. A notice
32 sent by an organization pursuant to this section shall include a prepaid
33 postcard, addressed to the Department of Social Services, which such
34 provider may return to said department as proof he or she is opting
35 out of participation in such organization.

36 (b) The Department of Social Services shall not deduct regular dues
37 and initiation fees, nonmember service fees, the proportionate share of
38 expenses, or any other expenses incident to collective bargaining from
39 the reimbursement payments of any family child care provider that
40 opts out of participation in such organization pursuant to subsection
41 (a) of this section.

42 Sec. 502. (NEW) (*Effective July 1, 2012*) (a) On or before September 1,
43 2012, and annually thereafter, the organization representing personal
44 care attendants that has been designated by the State Board of Labor
45 Relations, pursuant to section 5-275 of the general statutes or

46 subsection (f) of section 6 of this act, as the exclusive bargaining agent
 47 of such personal care attendant shall mail by first class mail to each
 48 personal care attendant who provides services to a consumer, as
 49 defined in section 4 of this act, for more than thirty calendar days, a
 50 notice stating that unless such personal care attendant opts out, such
 51 attendant shall (1) be considered a member of such organization, and
 52 (2) have dues and fees deducted from his or her earnings from
 53 participation in a waiver program. A notice sent by an organization
 54 pursuant to this section shall include a prepaid postcard, addressed to
 55 the Department of Social Services, which such personal care attendant
 56 may return to said department as proof he or she is opting out of
 57 participation in such organization.

58 (b) The Department of Social Services shall not deduct regular dues
 59 and initiation fees, nonmember service fees, the proportionate share of
 60 expenses, or any other expenses incident to collective bargaining from
 61 the earnings for participation in a waiver program of any personal care
 62 attendant that opts out of participation in such organization pursuant
 63 to subsection (a) of this section."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	July 1, 2012	New section
Sec. 502	July 1, 2012	New section