

# HOUSE BILL 85

F5, F1  
HB 890/22 – W&M

(PRE-FILED)

3lr0378

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By: **Delegate J. Lewis**

Requested: September 9, 2022

Introduced and read first time: January 11, 2023

Assigned to: Ways and Means

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## A BILL ENTITLED

1 AN ACT concerning

2 **Education – Collective Bargaining – Certificated Employees – Class Size**

3 FOR the purpose of repealing the prohibition on a public school employer negotiating the  
4 maximum number of students assigned to a class; and generally relating to collective  
5 bargaining for public school employees.

6 BY repealing and reenacting, without amendments,

7 Article – Education

8 Section 6–408(c)(1), (2), and (4)

9 Annotated Code of Maryland

10 (2022 Replacement Volume)

11 BY repealing and reenacting, with amendments,

12 Article – Education

13 Section 6–408(c)(3)

14 Annotated Code of Maryland

15 (2022 Replacement Volume)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

17 That the Laws of Maryland read as follows:

18 **Article – Education**

19 6–408.

20 (c) (1) On request a public school employer or at least two of its designated  
21 representatives shall meet and negotiate with at least two representatives of the employee  
22 organization that is designated as the exclusive negotiating agent for the public school  
23 employees in a unit of the county on all matters that relate to:

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (i) Salaries, wages, hours, and other working conditions, including  
2 procedures regarding employee transfers and assignments; and

3 (ii) The structure, time, and manner of the access of the exclusive  
4 representative to a public school employer's new employee processing as required under §  
5 6-407.1 of this subtitle; and

6 (iii) A career ladder for educators established under Subtitle 10 of  
7 this title.

8 (2) Except as provided in paragraph (3) of this subsection, a public school  
9 employer or at least two of its designated representatives may negotiate with at least two  
10 representatives of the employee organization that is designated as the exclusive negotiating  
11 agent for the public school employees in a unit of the county on other matters that are  
12 mutually agreed to by the employer and the employee organization.

13 (3) A public school employer may not negotiate the school calendar[, the  
14 maximum number of students assigned to a class,] or any matter that is precluded by  
15 applicable statutory law.

16 (4) A matter that is not subject to negotiation under paragraph (2) of this  
17 subsection because it has not been mutually agreed to by the employer and the employee  
18 organization may not be raised in any action taken to resolve an impasse under subsection  
19 (e) of this section.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
21 1, 2023.