

749-103AX-32

Bill No. HB 957

Amendment No. \_\_\_\_ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

The Committee on Elder & Long-Term Care offered the following:

**Amendment (with title amendment)**

Remove from the bill: everything after the enacting clause,  
and insert in lieu thereof:

Section 1. (1) The Legislature finds and declares that it is the policy of this state not to interfere with an employee's choice about whether to be represented by a labor union. Furthermore, it is the policy of this state to ensure that health care providers deliver quality care.

(2) Employee participation in any activity that assists, promotes, deters, or discourages union organizing shall not be allowed during any time the employee is counted in staffing calculations.

(3) Salaries paid by any health care provider to an employee for any activity that assists, promotes, deters, or discourages union organizing shall not be an allowable cost for Medicaid cost reporting purposes.

(4) Any expense, including, but not limited to, legal and consulting fees and salaries of supervisors and employees,

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1 incurred for activities directly relating to influencing  
2 employees with respect to unionization shall not be an  
3 allowable cost for Medicaid cost reporting purposes.

4 (5) This section does not apply to any activity  
5 performed, or any expense incurred, in connection with:

6 (a) Addressing a grievance or negotiating or  
7 administering a collective bargaining agreement.

8 (b) Performing an activity required by federal or  
9 state law or by a collective bargaining agreement.

10 Section 2. This act shall take effect January 1, 2002.

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13 ===== T I T L E A M E N D M E N T =====

14 And the title is amended as follows:

15 On page 1, lines 2-11,  
16 remove from the title of the bill: all of said lines,

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18 and insert in lieu thereof:

19 An act relating to union organizing activities;  
20 declaring certain state policies; prohibiting  
21 employee participation in certain activities  
22 for certain purposes; prohibiting certain  
23 employee salaries and expenses as allowable  
24 costs for certain purposes; specifying  
25 nonapplication under certain circumstances;  
26 providing an effective date.

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