

## Chapter 359

(House Bill 981)

AN ACT concerning

### St. Mary's County Board of Education – Inclusion of Employees in Bargaining Unit

FOR the purpose of including certain employees of the St. Mary's County Board of Education who do not hold a teaching certificate in a certain bargaining unit; and generally relating to the inclusion of certain employees of the St. Mary's County Board of Education in a certain bargaining unit.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 6–404  
Annotated Code of Maryland  
(2008 Replacement Volume and 2009 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

#### Article – Education

6–404.

(a) Each public school employer shall designate, as provided in this subtitle, which employee organization, if any, shall be the exclusive representative of all public school employees in a specified unit in the county.

(b) (1) Except as provided in [paragraph] PARAGRAPHS (2) AND (3) of this subsection, the public school employer shall determine the composition of the unit in negotiation with any employee organization that requests negotiation concerning the composition of the unit.

(2) In Baltimore County, the public school employer may designate a separate unit comprised of all registered nurses employed by the county in elementary schools or special schools.

**(3) IN ST. MARY'S COUNTY, LICENSED REGISTERED SCHOOL NURSES, JUNIOR RESERVE OFFICERS' TRAINING CORPS (~~ROTC~~) (JROTC) TEACHERS, AND SUPERVISORY NONCERTIFICATED EMPLOYEES OF THE PUBLIC SCHOOL EMPLOYER SHALL BE INCLUDED IN THE UNIT.**

(c) (1) Except as provided in paragraph (2) of this subsection, there may not be more than two units in a county.

(2) In Baltimore County, there may not be more than three units, provided that one unit consists of elementary and special school nurses and one unit consists of employees whose position requires an administrative and supervisory certificate and supervisory noncertificated employees as defined under § 6-501(h) of this title.

(d) All eligible public school employees shall:

(1) Be included in one of these units; and

(2) Have the rights granted in this subtitle.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2010.

**Approved by the Governor, May 4, 2010.**