

By Mr. Murphy of Peabody, petition of John E. Murphy, Jr., relative to collective bargaining by judicial employees. Public Service.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty.

AN ACT RELATIVE TO COLLECTIVE BARGAINING BY JUDICIAL EMPLOYEES.

*Be it enacted by the Senate and House of Representatives in General Court assembled and by the authority of the same, as follows:*

1 The provisions of the third paragraph of Section 3 of Chapter  
2 150E, as recently amended by St. 1978, c. 478, §76, shall be amend-  
3 ed by deleting the following language:

4 "The appropriate bargaining units for judicial employees within  
5 the provisions of this chapter shall be a professional unit composed  
6 of all probation officers and court officers, and a unit composed of  
7 all nonmanagerial or nonconfidential staff and clerical personnel  
8 employed by the judiciary; provided that court officers in the  
9 superior court department for Suffolk And Middlesex counties  
10 shall be represented by such other bargaining units as they may  
11 elect." and inserting in its stead the following language:

12 "The appropriate bargaining units for judicial employees within  
13 the provisions of this chapter shall be one professional unit com-  
14 posed of all probation officers except the various chief probation  
15 officers; a second professional unit composed of court officers, and  
16 a unit composed of all nonmanagerial or nonconfidential staff and  
17 clerical personnel employed by the judiciary; provided that court  
18 officers in the superior court department for Suffolk and Middle-  
19 sex counties shall be represented by such other bargaining units as  
20 they may elect."

1 SECTION 2. The following section shall be inserted after the  
2 last sentence of paragraph 3 of Section 3 of Chapter 150E:

3 "The authority granted herein to establish a separate probation  
4 officers' bargaining unit shall not in any way effect the validity of

5 the collective bargaining agreement entered into on August 21,  
6 1979, by and between the Chief Administrative Justice of the Trial  
7 Court, acting pursuant to the authority granted him by Chapter  
8 478 of the Acts of 1978, and the current exclusive bargaining  
9 representative of the probation officers, Local 254, Service Em-  
10 ployees international Union, AFL-CIO. Notwithstanding the pro-  
11 visions on this act, said contract shall remain in full force and effect  
12 until June 30, 1981, and, if necessary, shall continue in full force  
13 and effect as set forth according to the provisions of Article  
14 XXVIII "Duration" of said contract. However, nothing in this act  
15 is intended to, nor does it, prohibit or delay the probation officers  
16 from proceeding with any and all acts and/or actions necessary  
17 and/or proper to establish their own separate professional bar-  
18 gaining unit and the negotiation of a contract to be effective on  
19 July 1, 1981.