

Defined term: "Montgomery Commission" § 16-101

16-305. EXCLUSIVE REPRESENTATIVE TO SUBMIT COPY OF CONSTITUTION OR BYLAWS.

(A) EXCLUSIVE REPRESENTATIVE — SUBMISSIONS.

AN EMPLOYEE ORGANIZATION THAT IS CERTIFIED OR THAT SEEKS CERTIFICATION AS AN EXCLUSIVE REPRESENTATIVE SHALL SUBMIT TO THE LABOR RELATIONS ADMINISTRATOR A COPY OF THE EMPLOYEE ORGANIZATION'S CONSTITUTION AND BYLAWS AND ANY AMENDMENT TO THEM.

(B) CONTENTS OF CONSTITUTION OR BYLAWS.

THE CONSTITUTION OR BYLAWS SHALL INCLUDE:

(1) A PLEDGE THAT THE EMPLOYEE ORGANIZATION ACCEPTS MEMBERS WITHOUT REGARD TO AGE, MARITAL STATUS, NATIONAL ORIGIN, RACE, RELIGION, DISABILITIES, SEXUAL ORIENTATION, OR GENDER;

(2) THE RIGHT OF MEMBERS TO PARTICIPATE IN THE AFFAIRS OF THE EMPLOYEE ORGANIZATION;

(3) PROCEDURES FOR PERIODIC ELECTIONS OF OFFICERS BY SECRET BALLOT;

(4) FAIR PROCEDURES GOVERNING DISCIPLINARY ACTIONS;

(5) PROCEDURES FOR THE ACCURATE ACCOUNTING OF ALL INCOME AND EXPENDITURES;

(6) A REQUIREMENT THAT A CERTIFIED ANNUAL FINANCIAL REPORT BE PRODUCED; AND

(7) THE RIGHT OF MEMBERS TO INSPECT THE EMPLOYEE ORGANIZATION'S ACCOUNTS.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 44A, § 2-106(f).

In subsection (a) of this section, the reference to "any amendment to them" is substituted for the former reference to "[a]ny changes in the constitution or bylaws" for brevity.

16-306. ELECTIONS FOR EXCLUSIVE REPRESENTATIVE.

(A) REQUIREMENT FOR CALLING OF ELECTION.

THE LABOR RELATIONS ADMINISTRATOR SHALL HOLD AN ELECTION FOR AN EXCLUSIVE REPRESENTATIVE AFTER:

(1) AN EMPLOYEE ORGANIZATION SHOWS BY PETITION THAT AT LEAST 30% OF THE ELIGIBLE EMPLOYEES IN A BARGAINING UNIT SUPPORT REPRESENTATION BY AN EXCLUSIVE REPRESENTATIVE FOR COLLECTIVE BARGAINING; OR