

(D) STRIKING EMPLOYEES PROHIBITED FROM RECEIVING COMPENSATION FROM MONTGOMERY COMMISSION.

AN EMPLOYEE MAY NOT RECEIVE COMPENSATION FROM THE MONTGOMERY COMMISSION WHILE THE EMPLOYEE IS ENGAGED IN A STRIKE.

(E) DISCIPLINARY ACTION AGAINST STRIKING EMPLOYEES.

(1) IF AN EMPLOYEE ENGAGES IN, INDUCES, INITIATES, OR RATIFIES A STRIKE, THE MONTGOMERY COMMISSION MAY TAKE APPROPRIATE DISCIPLINARY ACTION AGAINST THE EMPLOYEE, INCLUDING SUSPENSION OR DISCHARGE.

(2) THE LABOR RELATIONS ADMINISTRATOR SHALL HOLD A HEARING ON THE DISCIPLINARY ACTION AT WHICH THE MONTGOMERY COMMISSION, THE EMPLOYEE, AND ANY INTERESTED EMPLOYEE ORGANIZATION MAY PRESENT EVIDENCE AND ARGUMENT.

(F) REVOCATION OF CERTIFICATION OF EMPLOYEE ORGANIZATION.

(1) IF THE LABOR RELATIONS ADMINISTRATOR FINDS AFTER A HEARING THAT AN EMPLOYEE ORGANIZATION CERTIFIED AS AN EXCLUSIVE REPRESENTATIVE ASSISTED, AUTHORIZED, OR INITIATED A STRIKE INVOLVING THE REFUSAL OF MONTGOMERY COMMISSION EMPLOYEES TO REPORT FOR WORK, THE LABOR RELATIONS ADMINISTRATOR SHALL REVOKE THE CERTIFICATION OF THE EMPLOYEE ORGANIZATION.

(2) AN EMPLOYEE ORGANIZATION DECERTIFIED UNDER PARAGRAPH (1) OF THIS PARAGRAPH MAY NOT BE RECERTIFIED FOR 2 YEARS AFTER THE END OF THE STRIKE.

(3) IF THE LABOR RELATIONS ADMINISTRATOR FINDS AFTER A HEARING THAT AN EMPLOYEE ORGANIZATION CERTIFIED AS AN EXCLUSIVE REPRESENTATIVE ASSISTED, AUTHORIZED, OR INITIATED ANY OTHER KIND OF STRIKE, THE LABOR RELATIONS ADMINISTRATOR MAY REVOKE THE CERTIFICATION OF THE EMPLOYEE ORGANIZATION FOR UP TO 1 YEAR FROM THE END OF THE STRIKE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 44A, § 2-106(t).

Defined term: "Montgomery Commission" § 16-101

16-318. UNFAIR LABOR PRACTICES.

(A) UNFAIR LABOR PRACTICES.

IT IS AN UNFAIR LABOR PRACTICE FOR THE MONTGOMERY COMMISSION OR AN EMPLOYEE ORGANIZATION CERTIFIED AS AN EXCLUSIVE REPRESENTATIVE OF A BARGAINING UNIT TO VIOLATE THE RIGHTS OF A MONTGOMERY COMMISSION EMPLOYEE UNDER THIS SUBTITLE.

(B) SUBMISSION OF THE CHARGE.