

PUBLIC NOTICE
Regular Business Meeting Agenda
Public Employment Relations Board
October 11, 2012 ~ 10:00 a.m.

LOCATION: Public Employment Relations Board *
1031 18th Street, First Floor, Room 103, Sacramento, CA

1. Roll Call
2. Adoption of Minutes: August 9, 2012 meeting
3. Public Comment: This is an opportunity for the public to address the Board on issues not scheduled on today's agenda. The Board cannot act on those items but may refer matters to staff for review and possible Board action at a future, publicly noticed meeting.
4. Staff Reports: The following reports will be received. Any matter requiring Board action, and not included on this agenda, will be calendared for a subsequent public Board meeting.
 - A. Administrative Report
 - B. Legal Reports
 - i. General Counsel Report
 - ii. Chief Administrative Law Judge Report
 - C. State Mediation and Conciliation Service (SMCS) Report
 - D. Legislative/Rulemaking Report
5. Old Business
6. New Business
 - A. Consideration of approval for submitting a proposed rulemaking package to the Office of Administrative Law (OAL) in order to initiate the formal rulemaking process. This rulemaking package includes proposed changes concerning filing and service, unfair practice charge processing, representation procedures under the Meyers-Milias-Brown Act, factfinding

** This meeting is accessible to the physically disabled. A person who needs disability-related accommodations or modifications in order to participate in the meeting shall make a request no later than five working days before the meeting to the Board by contacting Ms. Regina Keith at 916.322.8226 or sending a written request to Ms. Keith at PERB, 1031 18th Street, Sacramento, California 95811. Requests for further information should also be directed via telephone or writing to Ms. Keith. Additional information is also available on the internet at www.perb.ca.gov.*

under the Higher Education Employer-Employee Relations Act, arbitrator lists, decisions of the Board itself (including changes related to Senate Bill 609 (Chapter 242, Statutes of 2011)), and the Board's policy on expediting cases. If authorized by the Board, the rulemaking package, including Notice of Proposed Rulemaking, Proposed Text, and Initial Statement of Reasons, will be forwarded to OAL for review and publication pursuant to the Administrative Procedures Act. In addition, the Notice of Proposed Rulemaking would be distributed by PERB to interested parties and posted on the PERB website. A public hearing on the proposed regulatory changes would be conducted by the Board on December 13, 2012.

B. Consideration of approval for submitting a proposed rulemaking package to OAL in order to initiate the formal rulemaking process. This rulemaking package includes proposed changes related to and necessary because of the enactment of legislation that transferred into PERB the SMCS from the Department of Industrial Relations (DIR), thus vesting PERB with all of the powers, duties, purposes, responsibilities, and jurisdiction previously vested in the Director of DIR that were exercised or carried out through SMCS. (Senate Bill 1038 (Chapter 46, Statutes of 2012).) If authorized by the Board, the rulemaking package, including Notice of Proposed Rulemaking, Proposed Text, and Initial Statement of Reasons, will be forwarded to OAL for review and publication pursuant to the Administrative Procedures Act. In addition, the Notice of Proposed Rulemaking would be distributed by PERB to interested parties and posted on the PERB website. A public hearing on the proposed regulatory changes would be conducted by the Board on December 13, 2012.

7. Recess to Closed Session: The Board will meet in a continuous closed session each business day beginning immediately upon recess of the open portion of this meeting through December 13, 2012.

The purpose of these closed sessions will be to deliberate on cases listed on the Board's Docket (Gov. Code sec. 11126(c)(3)), personnel (Gov. Code sec. 11126(a)), pending litigation (Gov. Code sec. 11126(e)(1)), and any pending requests for injunctive relief (Gov. Code sec. 11126(e)(2)(c)).