

AMENDED IN ASSEMBLY JUNE 1, 2007

AMENDED IN ASSEMBLY MARCH 29, 2007

CALIFORNIA LEGISLATURE—2007—08 REGULAR SESSION

**ASSEMBLY BILL**

**No. 756**

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**Introduced by Committee on Public Employees, Retirement and  
Social Security (Hernandez (Chair), Mullin, Soto, and Torrico)**

February 22, 2007

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An act relating to memoranda of understanding.

LEGISLATIVE COUNSEL'S DIGEST

AB 756, as amended, Committee on Public Employees, Retirement and Social Security. Memoranda of understanding: addenda.

Existing law requires the Department of Personnel Administration to provide any side letter, appendix, or other addendum to a properly ratified memorandum of understanding that requires the expenditure of \$250,000 or more related to salary and benefits and that is not already contained in the original memorandum of understanding or the Budget Act to the Joint Legislative Budget Committee. Existing law requires the Joint Legislative Budget Committee, within 30 days after receiving the side letter, appendix, or other addendum, to determine if the addendum presents substantial additions that are not reasonably within the parameters of the original memorandum of understanding and thereby requires legislative action to ratify the addendum.

This bill would approve ~~addenda~~ *an addendum* to memoranda of understanding entered into by the state employer and ~~the state bargaining units~~ *State Bargaining Unit 20* that require the expenditure of funds. The bill would approve provisions of the addenda that require the expenditure of funds. The bill would provide that those provisions shall

not take effect unless the funds are specifically appropriated by the Legislature *or already exist within available appropriations*, and would allow the reopening of negotiations if the Legislature does not approve or fully fund any addendum included in the bill.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. The Legislature finds and declares that the  
2 purpose of this act is to approve addenda to memoranda of  
3 understanding entered into by the state employer and the state  
4 bargaining units that require the expenditure of funds.

5 SEC. 2. The provisions of the addenda to memoranda of  
6 understanding entered into by the state employer and the state  
7 bargaining units that require the expenditure of funds are hereby  
8 approved for the purposes of Section 3517.63 of the Government  
9 Code.

10 SEC. 3. *The addendum to memoranda of understanding entered*  
11 *into by the state employer and State Bargaining Unit 20, dated*  
12 *May 10, 2007, effective April 1, 2007, is hereby approved.*

13 ~~SEC. 3.~~

14 SEC. 4. The provisions of the addenda to memoranda of  
15 understanding approved by ~~Section 2~~ *Sections 2 and 3* of this act  
16 and that require the expenditure of funds shall not take effect unless  
17 funds for these provisions are specifically appropriated by the  
18 Legislature *or already exist within available appropriations*. If  
19 the Legislature does not approve or fully fund any addendum  
20 included in this act, either party may reopen negotiations on all or  
21 part of the addendum.