

House File 2455

H-8220

1 Amend the amendment, H-8210, to House File 2455 as  
2 follows:

3 1. By striking page 1, line 3, through page 6, line  
4 2, and inserting:

5 <DIVISION \_\_\_\_  
6 MISCELLANEOUS PROVISIONS — COLLECTIVE BARGAINING  
7 ARBITRATION

8 Sec. \_\_\_\_ . Section 20.22, subsections 3, 6, 7, 9,  
9 10, and 11, Code 2016, are amended to read as follows:

10 3. The submission of the impasse items to the  
11 arbitrator shall be limited to those items upon which  
12 the parties have not reached agreement. ~~With~~ However,  
13 with respect to each such item, the arbitrator's  
14 award shall not be restricted to the final offers on  
15 each impasse item submitted by the parties to the  
16 arbitrator.

17 6. From the time the board notifies the arbitrator  
18 of the selection of the arbitrator until such time as  
19 the arbitrator's ~~selection~~ decision on each impasse  
20 item is made, there shall be no discussion concerning  
21 recommendations for settlement of the dispute by the  
22 arbitrator with parties other than those who are direct  
23 parties to the dispute.

24 7. The arbitrator shall consider, and may consider  
25 additional information presented by either party, in  
26 addition to any other relevant factors, the following  
27 factors:

28 ~~a. Past collective bargaining contracts between the~~  
29 ~~parties including the bargaining that led up to such~~  
30 ~~contracts.~~

31 ~~b.~~ a. Comparison of wages, benefits, hours,  
32 and conditions of employment of the involved public  
33 employees with those of other public employees,  
34 including public employees not represented by an  
35 employee organization, and with private sector

1 employees doing comparable work, giving consideration  
2 to factors peculiar to the area and the classifications  
3 involved. In considering this comparison, the  
4 arbitrator shall strive to maintain parity in wages,  
5 benefits, hours, and conditions of employment between  
6 the public sector and the private sector for comparable  
7 types of work, and shall give consideration to similar  
8 and equitable economic conditions where applicable.

9 ~~c.~~ b. The interests and welfare of the public,  
10 the ability of the public employer to finance economic  
11 adjustments without raising any tax, and the effect of  
12 such adjustments on the normal standard of services.

13 ~~d.~~ ~~The power of the public employer to levy~~  
14 ~~taxes and appropriate funds for the conduct of its~~  
15 ~~operations.~~

16 c. Efficiency of the public employer in its ability  
17 to carry out any of its functions.

18 9. The arbitrator shall ~~select~~ render a decision  
19 within fifteen days after the hearing ~~the most~~  
20 ~~reasonable offer, in the arbitrator's judgment, of the~~  
21 ~~final offers on~~ consisting of final terms for each  
22 impasse item submitted by the parties. The arbitrator  
23 may select one of the final offers on each impasse item  
24 submitted by the parties or the arbitrator may make an  
25 award which does not go beyond the terms of a final  
26 offer for any impasse item submitted by the parties.

27 10. The ~~selections~~ decisions by the arbitrator  
28 and items agreed upon by the public employer and  
29 the employee organization, shall be deemed to be the  
30 collective bargaining agreement between the parties.

31 11. The ~~determination~~ decisions of the arbitrator  
32 shall be final and binding subject to the provisions of  
33 section 20.17, subsection 6. The arbitrator shall give  
34 written explanation for the arbitrator's ~~selections~~  
35 decision regarding the final terms for each impasse

1 item and inform the parties of the decision.

2     Sec. \_\_\_\_ . APPLICABILITY. This division of this Act  
3 applies to collective bargaining agreements entered  
4 into on or after the effective date of this division  
5 of this Act.>

6     2. By renumbering as necessary.

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FORRISTALL of Pottawattamie