

1995 BILL 223

Third Session, 23rd Legislature, 44 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 223

**EDUCATION EMPLOYMENT RELATIONS STATUTES
AMENDMENT ACT, 1995**

MRS. BURGNER

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 223
Mrs. Burgener

BILL 223

1995

EDUCATION EMPLOYMENT RELATIONS STATUTES AMENDMENT ACT, 1995

(Assented to , 1995)

HER MAJESTY, by and with the advice and consent of the
Legislative Assembly of Alberta, enacts as follows:

1(1) The School Act is amended by this section.

(2) Section 99 is amended

*(a) in subsection (2)(b) by adding ", except teachers," after "its
employees";*

(b) by adding the following after subsection (3):

*(4) No collective agreement between a board or an
employer's organization acting on the board's behalf with
teachers or their bargaining agent, may be reached except
in accordance with section 99.1.*

(3) The following is added after section 99:

*99.1(1) Notwithstanding any other Act or any other provision
of this Act*

*(a) the Alberta School Boards Association shall be the
employer's organization for every board for the
purpose of bargaining collectively and reaching*

Explanatory Notes

1 Amends chapter S-3.1 of the Statutes of Alberta, 1988.

2 Section 99 presently reads:

99(1) Notwithstanding anything in this Act, the Labour Relations Code applies to a board and the employees of the board.

(2) A board may

(a) be a member of an employers's organization, and

(b) delegate its power to bargain with any of its employees to the employers' organization.

(3) When a delegation is made under subsection (2), the employers' organization may bargain collectively and make an agreement on the board's behalf in accordance with the Labour Relations Code.

collective agreements with teachers, and

- (b) the Alberta Teachers' Association shall be the sole bargaining agent for all teachers for the purpose of bargaining collectively and reaching collective agreements for teachers.

(2) A collective agreement reached between the Alberta School Boards Association and the Alberta Teachers' Association shall be binding on all boards and teachers employed by those boards.

(3) The *Labour Relations Code*, to the extent that it is not inconsistent with this section, applies to collective bargaining and collective agreements reached under this section.

(4) In the event of a conflict between this section and the *Labour Relations Code*, this section shall apply.

2 The Labour Relations Code is amended in section 94(1) by adding the following after clause (b):

- (c) teachers and school boards to the extent that they bargain collectively with teachers.

3(1) A collective agreement between a board and teachers reached prior to the coming into force of this Act, shall not be renewed or be continued.

(2) A collective agreement between a board and teachers that has not expired prior to August 31, 1999 will be of no force or effect after that date.

4 This Act comes into force on Proclamation.