

**STATE OF CALIFORNIA
AGRICULTURAL LABOR RELATIONS BOARD**

BOARD MEETING MINUTES

Employment Development Department

722 Capitol Mall, 1st floor

Room # 1098 West

Sacramento, CA 95814

February 6, 2002

Time: 10:00 a.m.
Members Present: Chairwoman Shiroma, Board Members Barrios and Mason.
Staff Present: Executive Secretary Barbosa, Board Counsel Wender, Levy,
Murray, Heyck.
Others Present: Ms. Annabelle Cortez-Gonsalves of Marcos Camacho, A Law
Corporation.
Absent:

OPEN SESSION

The Board held a public hearing regarding proposed amendments to Title 8 of the California Code of Regulations, section 20100 et seq. The sections affected were 20106, 20202, 20205, 20206, 20210, 20213, 20224, 20234, 20298, 20350, and 20363.

Chairwoman Shiroma made opening remarks welcoming the member of the public in attendance. Board Counsel Wender gave a summary of proposed changes to the Board's regulations. The Board then accepted testimony from Ms. Annabelle Cortez-Gonsalves of Marcos Camacho, A Law Corporation, representing the United Farm Workers' Union (UFW). When Ms. Cortez-Gonsalves completed her testimony, Board Counsel Wender summarized written comments received from the Ventura County Agricultural Association, Western Growers Association, the Grower Shipper Association of Central California, the California Farm Bureau Federation, California Rural Legal Assistance, and the UFW. Finally, Mr. Wender summarized the staff response to the written comments.

The Board then deliberated on each proposed change, and voted as follows:

1. § 20106, Contents of Authorization Cards: The Board voted 3-0 to adopt the proposal to repeal this section. The Board also proposed to amend § 20910 to be consistent with § 20300 (j)(1) of the Board's regulations. The proposal will be circulated for a fifteen-day public comment period.
2. §§ 20202, 20205, 20206, 20210, and 20213, Simplification of Procedures for Filing Unfair Labor Practice Charges: The Board voted 3-0 to amend sections as proposed, with the exception of deleting the requirement in § 20202 that a charge be signed under penalty of perjury. As suggested by the UFW, this will be replaced with the language appearing on national Labor Relations Board charge forms. Changes to § 20202 will be circulated for a fifteen-day public comment period.
3. § 20224, Expedited Hearings: The Board voted 2-0 to adopt the amendment as proposed with Member Mason abstaining.
4. § 20234, Clarification of Where to File Answers to Complaints: The Board voted 3-0 to amend as proposed.
5. § 20298, Settlement Agreements: The Board voted 3-0 to adopt the amendments as proposed with several corrections to typographical errors that appeared in the original text of proposed amendments. The corrections will be circulated for a fifteen-day public comment period.
6. § 20350, Clarification on Prohibition on Supervisors and Petitioners Acting as Election Observers: The Board voted 3-0 to adopt the amendments as proposed.
7. § 20363, Confidentiality of Employee Declarations in Challenged Ballot Proceedings: The Board voted 3-0 to adopt the amendments as proposed.

PUBLIC MEETING ADJOURNED AT: 12:00 p.m.