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May 24, 2023

Santiago Avila-Gomez, Executive Secretary  
Agricultural Labor Relations Board  
1325 J Street, Suite 1900-B  
Sacramento, CA 95814

**FILED ELECTRONICALLY via email**

**RE: Notice of Regulatory Action – Notice File No. Z2022-1121-01**

Mr. Avila-Gomez and Members of the Agricultural Labor Relations Board:

On behalf of the California Farm Bureau, California's largest general interest agricultural organization, I am submitting comments regarding the above-titled regulatory proposal. We appreciate your favorable consideration of our comments.

In the above-titled regulatory proposal, Section 20300(b) is proposed to be amended to require that a petition for certification under Labor Code section 1156.3 be signed either by hand or electronically. It is apparent that what must be signed specifically is the declaration under penalty of perjury "that the petition's contents are true and correct to the best of the declarant's knowledge and belief" as stated in the final sentence of section 20300(b).

The apparent intent of the proposed amendment could be made absolutely clear with minor revision. Complete clarity is warranted as section 20300(j), proposed to be re-lettered as subsection (i), contains in its paragraph (1) this other reference to the signing of a petition:

*Such evidence [of employee majority support] shall consist of either: (a) authorization cards ... or (b) a petition to the same effect signed by employees, each signature dated.*

Italics added.

To avoid any confusion or misunderstanding as to the singular applicability of the proposal for the signing of a petition by hand or electronically, the proposed amendment should be clarified by further amending it to read as follows:

(b) Form of the Petition. A petition for certification shall be in writing ~~and signed by hand or electronically~~. Printed forms for such petitions will be supplied by the regional offices of the Board upon request. Such petition shall contain a declaration, signed ~~by hand or electronically and~~ under penalty of perjury, that the petition's contents are true and correct to the best of the declarant's knowledge and belief.

We appreciate the opportunity to offer this comment, and we look forward to possibly offering further comments when this regulatory proposal is considered by the Board.

Sincerely,

A handwritten signature in black ink, appearing to read 'C. Little'.

C. Bryan Little  
Director, Employment Policy  
California Farm Bureau