



DATE: December 2, 2024

TO: Agricultural Labor Relations Board

CC: Santiago Avila-Gomez, Executive Secretary

FROM: Ralph Lightstone, Board Member
Barry Broad, Board Member

RE: Subcommittee Report Regarding Proposed Rulemaking (AB 113):
Compliance Updates, Unfair Labor Practice Appeal Bonds, and Majority
Support Petitions (OAL Notice File No. Z2024-0226-02)

The above-referenced regulatory action formally commenced on March 8, 2024, when notice of this proposed rulemaking was published in the California Regulatory Notice Register (Cal. Reg. Notice Register (Mar. 8, 2024) No. 10-Z, p. 249) and separately was issued and publicized by the Agricultural Labor Relations Board (ALRB or Board).¹ Although not requested by any member of the public, the Board on its own motion held a public meeting concerning the proposed rulemaking on April 17, 2024. The initial public comment period closed April 22. Following the consideration of public comments received during the initial comment period, on June 21 the ALRB issued formal notice of modifications to the text of the proposed regulatory action and of the addition of documents to the rulemaking file and provided a 31-day comment period. The written comment period closed July 22. At the September 18, 2024 public Board meeting, the subcommittee presented its report (dated September 11) to the Board which outlined proposed changes based on public comments received by July 22. The Board approved the proposed modifications. On October 2, the ALRB issued a second formal notice of modifications to the text of the proposed regulatory action and of the addition of documents to the rulemaking file and provided a 15-day comment period. The written comment period closed October 17. The Board approved the proposed modifications. On November 1, the ALRB issued a third formal notice of modifications to the text of the proposed regulatory action and provided a 15-day comment period. The written comment period closed November 18. No comments were received during the final comment period.

For the reasons discussed in the Board's original notice of proposed rulemaking and the three notices of modifications to the proposed rulemaking, as well as the Board's initial statement of reasons and addendums thereto in support of this proposed rulemaking, the regulations subcommittee recommends the Board approve the proposed

¹ Information regarding this proposed rulemaking is available on the ALRB's web site at < <https://www.alrb.ca.gov/rulemaking/ab-113-implementing-regulations/> >.

rulemaking and authorize the subcommittee to proceed with finalizing this matter for submission to the Office of Administrative Law.