

HOUSE No. 672

The Commonwealth of Massachusetts

PRESENTED BY:

James J. O'Day

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act to promote collaboration in Horace Mann and innovation schools.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>James J. O'Day</i>	<i>14th Worcester</i>	<i>2/16/2021</i>

HOUSE No. 672

By Mr. O'Day of West Boylston, a petition (accompanied by bill, House, No. 672) of James J. O'Day relative to collective bargaining rights in Horace Mann and innovation schools. Education.

The Commonwealth of Massachusetts

In the One Hundred and Ninety-Second General Court
(2021-2022)

An Act to promote collaboration in Horace Mann and innovation schools.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 89 of chapter 71 of the General Laws, as appearing in the 2018
2 Official Edition, is hereby amended in subsection (i), clause (1) by striking the words “provided,
3 however, notwithstanding subsection (c) the 14 new Horace Mann charter schools shall not be
4 subject to the requirement of an agreement with the local collective bargaining unit prior to
5 board approval; provided, further, that after the charter for these 14 new Horace Mann charter
6 schools have been granted by the board, the schools shall develop a memorandum of
7 understanding with the school committee and the local union regarding any waivers to applicable
8 collective bargaining agreements; provided, further, that if an agreement is not reached on the
9 memorandum of understanding at least 30 days before the scheduled opening of the school, the
10 charter school shall operate under the terms of its charter until an agreement is reached”

SECTION 2. Section 92 of Chapter 71 of the General Laws, is hereby amended by striking out subsection (l), as appearing in the 2016 Official Edition, and inserting in place thereof the following subsection:-

(l) Upon the completion of the innovation plan in subsection (j), the applicant, a local union and the superintendent shall negotiate waivers or modifications to the applicable collective bargaining agreement necessary for the school to implement the innovation plan.

In the case of a school conversion, upon the conclusion of the negotiations, the innovation plan shall be submitted immediately to the teachers in the school that is proposed for conversion for approval by secret ballot within 30 days. A two-thirds vote of the teachers shall be required to approve the plan. If a two-thirds vote is not achieved, the local union and superintendent may revise the innovation plan as necessary and submit the revised plan to the teachers for a subsequent vote.

Upon the conclusion of the negotiations, the innovation plan shall be submitted immediately to the school committee.