

CAPS PROPOSAL

Bargaining Unit: 10

Date: April 7, 2021;
3:13PM

Exclusive Representative: CAPS

Article: 10

Subject: CAPS Representational Rights

10.1 Representational Designation

- A. The State recognizes and agrees to deal with designated CAPS representatives, and/or CAPS staff on including, but not limited to, the following:
1. The administration and enforcement of this contract;
 2. Employee discipline cases, including investigatory interviews of an employee who is the subject of a non-criminal investigation;
 3. Informal settlement conferences or formal hearings conducted by the Public Employment Relations Board (PERB);
 4. Matters scheduled for hearing by the Board of Control Victim Compensation and Government Claims Board;
 5. Matters pending before the State Personnel Board;
 6. AWOLs and resignation-related appeals;
 7. Discussions with management regarding reasonable accommodation; and
 8. The CalHR statutory appeal hearings.
- B. A written list of CAPS representatives, broken down by units within each individual department and designated area of primary responsibility, shall be furnished to each department and a copy sent to the State immediately after their designation, and CAPS shall notify the State promptly of any changes of such representatives. CAPS representatives shall not be recognized by the State until such lists or changes thereto are received.
- C. A CAPS representative's "area of primary responsibility" is meant to mean institution, office or building. However, the parties recognize that it may be necessary for CAPS to assign a representative to an area of primary responsibility for several small offices, departments or buildings within ~~else~~ an appropriate proximity as determined by the Union.
- D. The area of responsibility of the district directors shall be all worksites within the district, and the area of responsibility for at-large directors and executive officers shall be all worksites statewide.