



SPONSOR: Rep. Mitchell & Rep. Cooke & Sen. Ennis  
Reps. Brady, Carson, Jaques, Osienski, Smyk; Sens.  
Delcollo, Lawson, Pettyjohn, Richardson, Walsh, Wilson

HOUSE OF REPRESENTATIVES  
150th GENERAL ASSEMBLY

HOUSE SUBSTITUTE NO. 3  
FOR  
HOUSE BILL NO. 221

AN ACT TO AMEND TITLE 19 OF THE DELAWARE CODE RELATING TO POLICE OFFICERS' AND  
FIREFIGHTERS' EMPLOYMENT RELATIONS ACT.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

1           Section 1. Amend Chapter 16, Title 19 of the Delaware Code by making deletions as shown by strikethrough and  
2           insertions as shown by underlines as follows and redesignate accordingly:

3           § 1602 Definitions.

4           As used in this chapter:

5           (j) "Mediation" means an effort by an impartial third-party confidentially to assist in reconciling an impasse  
6           between the public employer and the exclusive bargaining representative regarding terms and conditions of employment.

7           ( ) "Police officer" means as defined in §8401 of Title 11 and includes a law-enforcement officer as defined in  
8           §222 of Title 11.

9           (k) "Public employee" or "employee" means any police officer or firefighter employed by a public employer  
10          except those determined by the Board to be inappropriate for inclusion in the bargaining unit; ~~provided, however, that for~~  
11          ~~the purposes of this chapter, this term shall not include any state employee covered under the State Merit System.~~

12          Section 2. This Act is applicable only to collective bargaining agreements entered into after the enactment of this  
13          Act.

SYNOPSIS

The bill makes any "police officer" employed by the State and its political subdivisions not currently under the jurisdiction of the Police Officers' and Firefighters' Employment Relations Act subject to it. The purpose of this bill is to render all police and firefighters employed by the State not currently subject to the Police Officers' and Firefighters' Employment Relations Act subject to it. Nothing set forth in this bill is intended nor shall be construed to effect the rights of police officers and firefighters currently subject to the Police Officers' and Firefighters Employment Relations Act. In addition, employees classified in bargaining units pursuant to §1311A(b)(10) and (11) are not covered by this Act.