

ASSEMBLY BILL

No. 672

Introduced by Assembly Member Caloza

February 14, 2025

An act to add Section 71639.7 to, and to add Chapter 12.7 (commencing with Section 3599.90) to Division 4 of Title 1 of, the Government Code, relating to public employees.

LEGISLATIVE COUNSEL'S DIGEST

AB 672, as introduced, Caloza. Public employment: notifications and right of intervention.

(1) Existing law establishes the Public Employment Relations Board (PERB) in state government as a means of resolving disputes and enforcing the statutory duties and rights of specified public employers and employees under various acts regulating collective bargaining. Under existing law, PERB has the power and duty to investigate an unfair practice charge and to determine whether the charge is justified and the appropriate remedy for the unfair practice.

This bill would require a plaintiff or petitioner filing a civil action seeking injunctive relief against a strike, work stoppage, or other labor action by public employees whose labor relations are regulated by PERB, if PERB is not a party to the action, to serve a copy of the petition or complaint by electronic mail on the general counsel of PERB, in accordance with certain procedures. The bill would also require a plaintiff or petitioner that intends to apply to a superior court for a temporary restraining order to enjoin a strike, work stoppage, or other labor action by public employees whose labor relations are regulated by PERB, if PERB is not a party to the action, to give notice by electronic mail to the general counsel of PERB of the application when

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Chapter 12.7 (commencing with Section 3599.90)
2 is added to Division 4 of Title 1 of the Government Code, to read:
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4 CHAPTER 12.7. NOTIFICATION OF CIVIL ACTIONS AND RIGHT
5 OF INTERVENTION
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7 3599.90. (a) A plaintiff or petitioner filing a civil action
8 seeking injunctive relief against a strike, work stoppage, or other
9 labor action by public employees whose labor relations are
10 regulated by the Public Employment Relations Board shall, if the
11 board is not a party to the action, serve a copy of the petition or
12 complaint by electronic mail on the general counsel of the board.
13 Service of the complaint or petition shall be made on the same day

1 the petition or complaint is filed. Proof of service on the general
2 counsel shall be filed promptly in the civil action.

3 (b) A plaintiff or petitioner that intends to apply to a superior
4 court for a temporary restraining order to enjoin a strike, work
5 stoppage, or other labor action by public employees whose labor
6 relations are regulated by the board shall, if the board is not a party
7 to the action, give notice, by electronic mail to the general counsel
8 of the board, of the application when the plaintiff or petitioner
9 provides that notice to the defendant or respondent.

10 3599.91. The board shall have the right, upon timely
11 application, to intervene in any civil action arising from a labor
12 dispute that involves public employees whose labor relations are
13 regulated by the board and that the board claims implicates the
14 constitutionality, interpretation, or enforcement of a statute
15 administered by the board.

16 SEC. 2. Section 71639.7 is added to the Government Code, to
17 read:

18 71639.7. The Judicial Council shall adopt rules of court that
19 shall provide a mechanism for the establishment of a panel of court
20 of appeal justices who shall be qualified to hear actions that seek
21 to enjoin strikes, work stoppages, or other labor activity by trial
22 court employees, from which a single justice shall be assigned to
23 hear the matter in the superior court. The rules of court shall
24 provide that these matters shall be heard in the superior court, and
25 to the extent permitted by law, shall provide that any justice
26 assigned to hear the matter in the superior court shall not be from
27 the court of appeal district in which the action is filed, and shall
28 further provide that appeals in these matters shall be heard in the
29 court of appeal district where the matter was filed.