

California Correctional Supervisors Organization

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Parity Court Case Ruling by Judge Connelly

By: Pat Le Sage, Chief Operations & Financial Officer

The petition brought by Daniel J. Wirth and the California Correctional Supervisors Organization against the State of California, former Governor Gray Davis, Department of Personnel Administration regarding Government Code 19849.18 where CCSO contended that, during fiscal year 2003-04, state correctional supervisors did not receive increases in general or base salary, educational incentive pay, senior officer or longevity pay, and pay for pre-and post work activities that were received by the correctional officers whom they supervise was denied by Superior Court Judge Lloyd G. Connelly in Sacramento.

Judge Connelly's ruling was based on the language "at least generally equivalent." It was cited in his ruling "DPA once again properly exercised its statutory authority to set and adjust the supervisors' salary while abiding by the '**at least generally equivalent**' policy directive of section 19849.18."

Attorney Lackie and Attorney Morguess will analyze the ruling and provide an overview that will be given to Chapter Presidents by next week. The CCSO office will prepare a mailing to go out to the entire membership.

CCSO State Board will under the advice of the office of Lackie & Dammeier LLP consider an appeal. It is not yet determined what our next step will be at this time. Obviously, this government code is not sufficient to secure parity for supervisors. CCSO had legislation to change this language, but the proposed legislation was put on the suspense file by legislators. We will bring it to the legislators again next year in 2006. At that time, it will be imperative that supervisors contact their district representatives for passage of our language revision.

This is a blow to all supervisors, but it is not the end. On behalf of the CCSO State Board, we wish to thank Sgt. Daniel Wirth who put his name on this court action, attended all court proceedings, and submitted testimony.

This court action does not affect your current raises (SO6) that are scheduled through June 30, 2006.