

[Labor Relations Agency Stationery]

ORDER AND DECISION PERTAINING TO CLARIFICATION
OF DECISION AND ORDER NO. 13

ORDER AND DECISION NO. 13-A

Findings of Fact:

1. The Commissioner of Administration challenged the eligibility of certain classifications to be part of any collective bargaining unit on the grounds that employees in those classifications were managerial. Some of these classifications had by prior orders been included in the General Government unit, some in the Supervisory unit, and some in the Confidential unit. However, the challenges were disposed of in the course of conducting an election to determine the choice of employees in the Confidential unit with respect to a collective bargaining representative, thereby creating the need for clarification.

2. Employees in the classifications listed below were not eligible to vote in the Confidential unit election. To the extent, if any, that such votes were cast and counted subsequent to challenges being overruled, the number was insufficient to have been in any way determinative of the outcome of the election. The classifications concerned are as follows:

Equal Employment Coordinator
Internal Auditors I, II, III and IV

Highway Administrative Review Specialist
Passenger Services Inspector
Assistant to the Commissioner of Public Works

Conclusion:

It was not the intent of the Labor Relations Agency, in issuing Order and Decision No. 13, to include any of the above classes in the Confidential unit.

Decision and Order:

1. Employees in the classifications listed above are not considered to be in the Confidential unit, but are in either the General Government unit or the Supervisory unit as per prior stipulations between the parties and decisions by the Labor Relations Agency.

Dated: July 29, 1974

/s/ C. R. "Steve" Hafling
C. R. "Steve" Hafling, Chairman

/s/ Joe Franich
Joe Franich, Member

/s/ Morgan Reed
Morgan Reed, Member