

[LABOR RELATIONS AGENCY STATIONERY]

June 19, 1978

ORDER AND DECISION NO. 35 PERTAINING TO
A PETITION FOR CLARIFICATION OF A UNIT

FINDINGS OF FACT

The Alaska Community Colleges Federation of Teachers, Local Union 2404, on December 1, 1977, filed a petition with the labor relations agency seeking to add to the existing unit-of Community Colleges faculty (a unit authorized by the agency) teaching personnel of the Cooperative Extension Service and Rural Education Affairs.

The Administrative Regulations of the Agency at the time this petition was filed provided, under 2 AAC 10.050 PETITION FOR CLARIFICATION OF UNIT OR AMENDMENT OF CERTIFICATION, the procedures for filing such petitions.

2 AAC 10.060 INVESTIGATION OF PETITION states, in pertinent part:

"(b) The labor relations agency will not consider a petition under secs. 20-50 of this chapter if:

"a collective bargaining agreement or timely renewal thereof if in full force and effect except during the period between 150 calendar days and 120 calendar days prior to the expiration date of the collective bargaining agreement."

At the time of filing of the petition a collective bargaining agreement was in effect and had an expiration date substantially more than 150 days away from the filing of the petition.

CONCLUSIONS

The labor relations agency has no choice but to reject the subject petition as being untimely filed.

ORDER AND DECISION NO. 35

The petition dated December 1, 1977, filed by the American Federation of Teachers, Local 2404, for clarification of the existing unit for which it holds bargaining rights, is hereby denied.

SIGNED: _____
C.R. "Steve" Hafling, Chairman

SIGNED: _____
Ronald M. Henry, Member

SIGNED: _____
Morgan Reed, Member

[SIGNATURES FOR HAFLING AND REED ON FILE]