

EMPLOYMENT RELATIONS BOARD

OF THE

STATE OF OREGON

Case No. UC-001-13

(UNIT CLARIFICATION)

OREGON STATE POLICE)	
OFFICERS' ASSOCIATION,)	
)	
Petitioner,)	
)	
v.)	
)	ORDER CLARIFYING
STATE OF OREGON, DEPARTMENT)	BARGAINING UNIT
OF STATE POLICE,)	
)	
Respondent.)	
_____)	

On January 24, 2013, Oregon State Police Officers' Association (Petitioner) filed a unit clarification petition which as amended on January 25, 2013, sought a unit clarification under OAR 115-025-0005(2). Petitioner stated that it is the exclusive representative of a bargaining unit of employees employed by State of Oregon, Department of State Police (Department). The unit is described as:

"All employees in the bargaining unit as defined by the Employment Relations Board or by mutual agreement between the parties as provided by statute, excluding managerial, supervisory, or confidential employees."

The petition seeks a determination of the public employee status of all employees of the Department holding the rank of Sergeant.

On January 25, 2013, the petition was served on Respondent. Respondent certified, on a certificate of posting signed February 1, 2013, that notices of the pending unit clarification petition were posted. The due date for filing objections was February 15, 2013. No objections were filed.

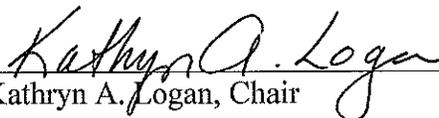
When a labor organization proposes a facially appropriate unit clarification petition and the employer does not file an objection, the petition is generally granted.¹

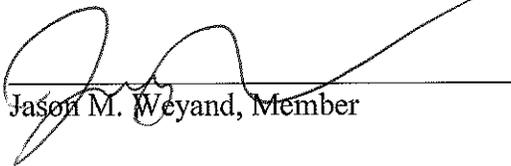
Because there are no objections to the petition, a hearing is not necessary. We shall grant the requested clarification.

ORDER

The bargaining unit is clarified to include all employees of the Department holding the rank of Sergeant.

DATED this 26 day of February, 2013.


Kathryn A. Logan, Chair


Jason M. Weyand, Member

This Order may be appealed pursuant to ORS 183.482.

¹*Cf. Teamsters Local Union No. 223 v. City of Gold Hill*, Case No. RC-75-92, 14 PECBR 290 (1993) (election ordered where no valid objections filed); *Teamsters Local 57 v. City of Bandon*, Case No. UC-47-91, 13 PECBR 225 (1991) (subject to results of self-determination election, clarification ordered where employer's objections were untimely).