

STATE OF OREGON, EMPLOYMENT RELATIONS BOARD

For ERB Use

**PUBLIC EMPLOYEE PETITION FOR REPRESENTATION OR
UNIT CHANGES**

Only Case No. _____

This form can *only* be filed *by public employees* in Oregon who wish to exercise their rights regarding representation by a labor organization. Petition forms for public employers and labor organizations are available on the Employment Relations Board Website.

Date Filed _____

Check one: Original Petition OR Amended Petition

1. PURPOSE OF PETITION

RC—Petition to Certify a New Bargaining Unit (Card Check Process--ORS 243.682(2); OAR 115-025-0030): A majority of currently **unrepresented** employees in a proposed bargaining unit wish to be represented by a labor organization, and wish to have that labor organization certified as their bargaining representative by using the “card check” process, instead of an election.

- The petition must be accompanied by a showing of interest from more than 50% of employees in the proposed unit stating that they wish to be represented by the labor organization named below. (See Instructions for model card check authorization language.)
- This type of petition is subject to the “certification” and “election” bars under Board rules. For an explanation of these timelines, see the attached instructions and OAR 115-025-0015(1) and (3).
- The petition must not include employees who are represented by another labor organization at the time the petition is filed.

Petition to Hold an Election in Lieu of the Card Check Process (ORS 243.682(3); OAR 115-025-0061): A card check petition (to either certify a new unit or to add unrepresented employees to an existing unit) has been filed, but at least 30% of the unrepresented employees want to have an election to determine whether they will be represented by a labor organization.

- This petition must be filed within 14 days after notice of the card check petition is posted.
- The petition must be accompanied by a showing of interest from at least 30% of the unrepresented employees stating that they wish to hold an election to determine whether they will be represented by the labor organization. In cases where the original card check petition is seeking to create a new unit, the showing of interest must be signed by at least 30% of all employees in the proposed unit. When the card check petition is seeking to add unrepresented employees to an existing unit, the showing of interest must be signed by at least 30% of the employees who would be added to the unit.

DC—Petition to Decertify Labor Organization (OAR 115-025-0045): Employees **currently represented** by a labor organization wish to hold an election to determine whether they will continue to be represented.

- This petition must be accompanied by a showing of interest from at least 30% of all employees in the bargaining unit stating that they no longer wish to be represented by the labor organization.
- This type of petition is subject to the “election,” “contract,” and “certification” bars under Board rules.

Note: If employees decertify their labor organization, they cease to be represented by any labor organization, and, generally, cannot join or form a new bargaining unit for one year.

<p>2. Name and address of employer:</p>	<p>Contact information for the Employer's representative:</p> <p>Name: _____</p> <p>Address: _____</p> <p>Phone: _____ Fax: _____</p> <p>Email: _____</p>
<p>3. Name and address of labor organization that currently represents the petitioning employees or that employees seek to have represent them through this petition:</p>	<p>Contact information for the Labor Organization's representative:</p> <p>Name: _____</p> <p>Address: _____</p> <p>Phone: _____ Fax: _____</p> <p>Email: _____</p>
<p>4. For an existing bargaining unit, describe the current unit and summarize proposed changes, or if the bargaining unit will be new, describe the membership of the proposed unit:</p>	
<p>5. Effective Dates of Any Collective Bargaining Agreement (please attach a copy of agreement):</p> <p>Beginning Date: _____</p> <p>Expiration Date: _____</p> <p>N/A</p>	<p>6. Number of Employees -</p> <p>In Existing or Proposed Unit: _____</p> <p>To be Added to Existing Unit: _____</p>
<p>7. Additional relevant facts (may be included as an attachment):</p>	

I certify that the statements in this petition are true to the best of my knowledge and information.

Petitioner's Primary Representative: _____ Date: _____

Representative's Signature: _____ Title: _____

Address: _____

Phone: _____ Fax: _____ Email: _____