



Applicable Legal Principles

RCW 41.80.080(4)(b) creates a "contract bar" which is restated in the Commission's rules as follows:

*WAC 391-25-036 Special provision-State civil service employees.* For state civil service employees: (1) the "window" period specified in WAC 391-25-030(1) shall be computed as not more than one hundred twenty nor less than ninety days prior to the stated expiration date of the collective bargaining agreement.

The "window period" for the current collective bargaining agreement was March 3, 2009 through April 1, 2009. The petition in this case was filed after the window period, and must be dismissed.

NOW, THEREFORE, it is

ORDERED

The petition for investigation of a question concerning representation filed in the above-captioned matter is DISMISSED.

Issued at Olympia, Washington, on the 29th day of April, 2009.

PUBLIC EMPLOYMENT RELATIONS COMMISSION



CATHLEEN CALLAHAN, Executive Director

This order will be the final order of the agency unless a notice of appeal is filed with the Commission under WAC 391-25-660.