

STATE OF WASHINGTON

BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the matter of the petition of:)
TEAMSTERS UNION, LOCAL 313) CASE 13232-E-97-2203
Involving certain employees of:) DECISION 6001 - PECB
WASHINGTON STATE DEPARTMENT OF)
CORRECTIONS) ORDER OF DISMISSAL
_____)

On June 11, 1997, a petition for a question concerning representation was filed with the Public Employment Relations Commission seeking certification as exclusive bargaining representative of truck drivers employed by the Washington state Department of Corrections.

The Commission's jurisdiction under the Public Employees' Collective Bargaining Act, Chapter 41.56. RCW, is generally limited to units of local government, such as cities, counties, and political subdivisions of the state. The limited group of "state" operations covered by that statute does not include the Department of Corrections. Chapter 41.59 RCW (which covers public school teachers), Chapter 28B.52 RCW (which covers academic personnel of community and technical colleges), and Chapter 53.18 RCW (which covers port district employees) are clearly inapplicable here. Any collective bargaining rights of Department of Corrections would arise under the state civil service law, Chapter 41.06 RCW, which is administered by the Department of Personnel.

The petitioner was given notice of the apparent jurisdictional defect in a letter dated July 22, 1997, and was given a period of

time in which to show cause why the petition should not be dismissed. Nothing further has been heard or received from the petitioner.

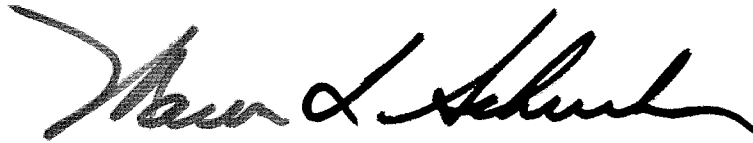
NOW, THEREFORE, it is

ORDERED

The question concerning representation filed in the above-captioned matter is DISMISSED for lack of jurisdiction.

DATE at Olympia, Washington, this 12th day of August, 1997.

PUBLIC EMPLOYMENT RELATIONS COMMISSION

A handwritten signature in black ink, appearing to read "Marvin L. Schurke". The signature is fluid and cursive, with a large initial "M" and "S".

MARVIN L. SCHURKE, Executive Director

This order may be appealed by filing a petition for review with the Commission pursuant to WAC 391-25-590.