

STATE OF WASHINGTON

BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the matter of the joint petition of:

EVERGREEN STATE COLLEGE

and

WASHINGTON FEDERATION OF
STATE EMPLOYEES

For clarification of an existing
bargaining unit.

CASE 129048-C-17

DECISION 12734 - PECB

ORDER AMENDING
CERTIFICATION

Herb Harris, Coordinator of PERC Activities, for the Washington Federation of State Employees.

Aileen Miller, Assistant Attorney General, Attorney General Robert W. Ferguson, for the Evergreen State College.

On June 12, 2017, the Evergreen State College (employer) and Washington State Federation of State Employees (union) jointly filed a unit clarification petition under WAC 391-35-085 asking that the Commission amend an existing certification to reflect a change in the name of the department in which the bargaining unit works. The request for amendment is granted.

The union represents a bargaining unit of employees exempt from the state civil service law, Chapter 41.06 RCW, working in the employer's Student Affairs Division. Included in that bargaining unit are the students working in Enrollment Services. Evergreen State College, Decision 11062-A (PECB, 2011). The employer recently moved Enrollment Services out of the Student Affairs Division by having the head of Enrollment Services report directly to the President of the University. The parties ask that the bargaining unit description be amended to reflect this change in circumstance.

WAC 391-35-085 provides a process for a party to petition for an amendment to an existing certification:

A party may file a petition to amend an existing certification, and the executive director may amend the certification, provided that the purpose of the amendment is to reflect changed circumstances such as the name of a labor organization or the name of an employer, and the bargaining unit is not affected by the change and there is no question concerning representation.

Here, the parties' petition merely seeks to amend the existing certification to reflect the change in reporting structure for Enrollment Services. The petition does not seek to alter the configuration of the bargaining unit, and no question concerning representation is raised by the petition.

ORDER

1. The bargaining unit certified as appropriate in Evergreen State College, Decision 11062-A (PECB, 2011) amended to reflect that the certified bargaining representative has changed its name:

All full-time and regular part-time employees exempt from RCW 41.06 who are employed by The Evergreen State College in the Student Affairs Division and Enrollment Services, excluding casual employees and those exempted by RCW 41.56.021.

2. The amendment to the certification issued in this proceeding does not give rise to a new "certification bar" year under RCW 41.56.070 or WAC 391-25-030(2).

ISSUED at Olympia, Washington, this 20th day of June, 2017.

PUBLIC EMPLOYMENT RELATIONS COMMISSION



MICHAEL P. SELLARS, Executive Director

This order will be the final order of the agency unless a notice of appeal is filed with the Commission under WAC 391-35-210.



PUBLIC EMPLOYMENT RELATIONS COMMISSION

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DOCUMENT NAME has been mailed by the Public Employment Relations Commission to the parties and their representatives listed below:


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