

STATE OF WASHINGTON
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the matter of the petition of:

WASHINGTON STATE PATROL

and

SUPERVISORS TRADES ASSOCIATION

For clarification of an existing bargaining unit.

CASE 136306-C-23

DECISION 13840 - PSRA

ORDER AMENDING CERTIFICATION

Nicholas Gilbert, President, for the Supervisors Trades Association.

Lane Hatfield, Labor Negotiator, Office of Financial Management, for the Washington State Patrol.

On March 14, 2023, the Washington State Patrol (employer) and the Supervisors Trades Association (union) jointly filed a unit clarification petition under WAC 391-35-085 asking that the agency amend an existing bargaining unit certification to reflect a change in job titles of the employees in the union’s bargaining unit at the employer. The union represents a bargaining unit of employees in the Facilities Management section that is currently described as “All full-time and regular part-time supervisors of the Washington State Patrol in the facilities management section, excluding confidential employees and all other employees.” *State – Washington State Patrol*, Decision 8866 (PSRA, 2005). During the course of representation, the employer changed the titles for some of the employees in the bargaining unit. The union asserts, and the employer agrees, that the petition does not alter the configuration of the bargaining unit and that no question concerning representation is raised by the petition.

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

A party may file a petition to amend an existing certification to reflect a minor change in circumstances, such as a change of an employee organization's name or an employer's name, and the executive director may amend the certification if the amendment does not add or remove positions from the existing bargaining unit or change the bargaining unit's configuration and there is no question concerning representation.

Here, the union's petition merely seeks to amend the existing certification to reflect changes to the position titles. The bargaining unit's structure has not been altered, and no question concerning representation exists. The union's request for amendment is granted.

ORDER

1. The bargaining unit represented by the Supervisors Trades Association and described in *State – Washington State Patrol*, Decision 8866 (PSRA, 2005) is amended to read as follows:

All full-time and regular part-time supervisors of the Washington State Patrol in the Facilities Management Section, as well as the Law Enforcement Communications Systems Supervisor working on Towers in the Electronic Services Division of the Washington State Patrol, excluding confidential employees and all other employees.

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(3).

ISSUED at Olympia, Washington, this 14th day of May, 2024.

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.



RECORD OF SERVICE

ISSUED ON 05/14/2024

DECISION 13840 - PSRA has been served by mail and electronically by the Public Employment Relations Commission to the parties and their representatives listed below.

BY: DEBBIE BATES

CASE 136306-C-23

EMPLOYER: WASHINGTON STATE PATROL

REP BY: KARL NAGEL
WASHINGTON STATE PATROL
PO BOX 42631
OLYMPIA, WA 98504-2631
karl.nagel@wsp.wa.gov

GINA L. COMEAU
OFFICE OF FINANCIAL MANAGEMENT
INSURANCE BUILDING
PO BOX 43113
OLYMPIA, WA 98504
labor.relations@ofm.wa.gov

LANE HATFIELD
OFFICE OF FINANCIAL MANAGEMENT
INSURANCE BUILDING
PO BOX 43113
OLYMPIA, WA 98504-3113
lane.hatfield@ofm.wa.gov

PARTY 2: SUPERVISORS TRADES ASSOCIATION

REP BY: NICHOLAS GILBERT
SUPERVISORS TRADES ASSOCIATION
PO BOX 42631
OLYMPIA, WA 98504-2631
nicholas.gilbert@wsp.wa.gov