COLLECTIVE BARGAINING

PERC

STATE OF WASHINGTON

PUBLIC EMPLOYMENT RELATIONS COMMISSION
112 Henry Street NE, Suite 300, Olympia WA 98506
PO Box 40919, Olympia WA 98504-0919
Phone: 360.570.7300 Email: filing@perc.wa.gov
Web: www.perc.wa.gov

REPRESENTATION PETITION

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PUBLIC EMPLOYMENT RELATIONS COMMISSION

☐ Amended Petition in Case # _____

Applicable Rules: Chapters 10-08, 391-08 and 391-25 WAC

PARTIES Include information for all parties involved.

EMPLOYER Department of Agriculture
Contact Julie Youmans
Address PO Box 42560
City, State, ZIP Olympia, WA 98504-2560
Telephone 360-902-2060 Ext. _____
Email jyoumans@agr.wa.gov

PETITIONER Wash. Federation of State Employees
Contact Lewis Woods
Address 1212 Jefferson St. SE Ste. 300
City, State, ZIP Olympia, WA 98501-2332
Telephone 360-352-7603 Ext. _____
Email lewisw@wfse.org

CURRENT BARGAINING REPRESENTATIVE
(If one exists) _____
Contact _____
Address _____
City, State, ZIP _____
Telephone _____ Ext. _____
Email _____

TYPE OF REQUEST Select One. The petitioner requests:

○ **RECOGNITION** to be certified as the representative of employees currently unrepresented.

○ **CHANGE OF REPRESENTATIVE** to be certified as the representative of employees currently represented by another organization.

○ **DECERTIFICATION** to no longer be represented by the current organization.

○ **INCLUSION OF UNREPRESENTED EMPLOYEES** to have a group of employees added to an existing bargaining unit as described in WAC 391-25-440.

○ **EMPLOYER PETITION** a determination by the commission according to WAC 391-25-090.

BARGAINING UNIT

Description of Bargaining Unit: Indicate inclusions / exclusions
This petition is filed under WAC 391-25-426, to merge the four non-supervisory bargaining units into one bargaining unit.

See additional Information

Department or Division Agency Wide

Number of Employees in Unit 370

Collective Bargaining Agreement
If one exists, the bargaining unit's most recent collective bargaining agreement must be filed with this petition.

Contract Expiration Date: 007-06/2015

OTHER RELEVANT FACTS

☒ Additional information relating to the proposed bargaining unit is attached.

SHOWING OF INTEREST

The petition must be filed with a showing of interest indicating support of at least 30% of the employees in the bargaining unit.
The showing of interest cards are confidential and are ONLY filed with PERC.

AUTHORIZED SIGNATURE FOR PETITIONER

Print Name Lewis Woods
Title Director of PERC Activities
Address Same as above
City, State, ZIP Same as above

Telephone Same as above Ext. _____
Email Same as above
Signature S M Woods Date 4/9/15

Form E-1 (3/2013)

Council 28
AFSCME
Washington Federation of State Employees

STATE HEADQUARTERS OFFICE
1212 JEFFERSON ST. S.E., SUITE 300 • OLYMPIA, WA 98501-2332
(360) 352-7603 • 1-800-562-6002 • FAX: (360) 352-7608 • www.wfse.org

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RELATIONS COMMISSION

April 9, 2015

Michael Sellars, Executive Director
Public Employment Relations Commission
PO Box 40919
Olympia, WA 98504-0919

Dear Mr. Sellars:

This petition is filed under WAC 391-25-426, the merger rule for state employee bargaining units.

We are hereby filing a request to merge the four non-supervisory bargaining units at the Department of Agriculture. The four units are; Grain Inspection (11459), Fruit and Vegetable Inspection (11449-A), Regulatory (10138), and Plant Services (RU-326).

The merger of the four units will result in an appropriate unit as they share the same working conditions, employer policies and all four are covered under the same collective bargaining agreement. In addition, we are requesting that certain non-permanent employees who perform the same or similar work to bargaining unit work be added to this merged unit.

Thank you for your attention to our request. If you have any questions please feel free to contact me.

Sincerely,

Herb Harris
PERC Specialist

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906 Columbia St. SW, Suite 500
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1-800-967-9356
Fax: (360) 735-1121

YAKIMA FIELD OFFICE
3804 Kern Road, Suite B
Yakima, WA 98902-7801
(509) 452-9855
1-800-439-9855
Fax: (509) 457-1939

REPRESENTATION PETITION

OTHER RELEVANT FACTS

This petition is filed under WAC 391-25-426, to merge the four non-supervisory bargaining units at the Department of Agriculture.

Grain Inspection – 11459
All non-supervisory civil service employees covered by Chapter 41.06 RCW and Chapter 41.80 RCW of the Washington State Department of Agriculture in the Grain Branch of the Grain and Chemical Division, excluding supervisors, confidential employees, WMS employees, and all other employees.

Fruit and Vegetable Inspection – 11449-A
All non-supervisory civil service employees covered by Chapter 41.06 RCW and Chapter 41.80 RCW of the Washington State Department of Agriculture in the Fruit and Vegetable Inspection Program, excluding supervisors, confidential employees, WMS employees, and all other employees.

Regulatory – 10138
All non-supervisory civil service employees of the Washington State Department of Agriculture in the Commission Merchants Program, Livestock Identification Program and Weights and Measures Program in the following classifications:
Administrative Assistant 1,2,3,4, Brand Control Specialists, Brand Inspectors, Commission Merchant Investigators 1,2, Office Assistants, Secretary Seniors, Weight and Measures Supervisors, and Weight and Measures Inspectors.
Excluding: Supervisors, Confidential employees, Washington Management Service Employees, casual employees (Temporary Office Assistant 2-Brand Clerks and Temporary Brand Inspectors), State Metrologists, CTED Specialist 2 (Biofuels Standard Coordinator) and all other employees.

Plant Services – RU 326
All employees occupying a permanent, project, or seasonal position in the classified service within the Plant Services Division of the Department of Agriculture with the exception of the following exclusions:
Excluded: Plant Protection Program Manager, Plant Certification Program Manager, Plant Pathology Program Manager, Plant Services Field Supervisor, Plant Services Inspector 3, Entomologist, Chief, Weed Specialist2, Seed Analysis, Laboratory Supervisor, Seed Inspection Supervisor, Administrative Assistant 3 (only that position that functions as the principal assistant to the Assistant Director, Plant Services).
Other classes which may be subsequently created or modified which have supervisory responsibilities.

We are proposing the following for the bargaining unit description for the merged unit –

All non-supervisory civil service employees covered by chapter 41.06 RCW and chapter 41.80 RCW of the Washington State Department of Agriculture in the Grain Branch of the Grain and Chemical Division, the Fruit and Vegetable Inspection Program, *the Plant Services Division, and positions listed below (**) of the Commissions Merchants, Livestock Identification and Weights and Measures Programs, excluding supervisors, confidential employees, WMS employees, and all other employees.

***Excluded (Plant Services)**
Plant Protection Program Manager
Plant Certification Program Manager
Plant Pathology Program Manager
Plant Services Field Supervisor
Plant Services Inspector 3
Entomologist, Chief
Weed Specialist 2
Seed Analysis, Laboratory Supervisor
Seed Inspection Supervisor
Administrative Assistant 3 (only that position that functions as the principal assistant to the Assistant Director, Plant Services)

***Excluded (Regulatory)**
State Meteorologist
CTED Specialist 2 (Biofuels Standard Coordinator)

****Included (Regulatory)**
Administrative Assistant Series
Brand Control Specialists
Brand Inspectors
Commission Merchant Investigators 1 and 2
Office Assistants
Secretary Seniors
Weight and Measures Supervisors
Weight and Measures Inspectors
Temporary Office Assistants 2-Brand Clerks
Temporary Brand Inspectors

We believe that the resulting bargaining unit will be appropriate as the employees share the same employer, same general work policies and are covered by the same collective bargaining agreement. In addition by adding the non-permanent, temporary/casual, we are avoiding potential work jurisdictional issues that might arise in the future.

If you have any questions, please do not hesitate to contact us.

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Certificate of Service

Department of Agriculture
Merger of Bargaining Units

As per PERC Commission requirements and WAC 391-08-120(4), I, Herb Harris do certify that the following facts regarding servicing of the petition to merge the WFSE bargaining units is true.

On April 9, 2015 I deposited in the United State mail, properly stamped and addressed a copy of the letter to Julie Youmans, Department of Agriculture, and Glen Christopherson OFM/HR. To the best of my knowledge and belief these are the representatives of the other parties that would need to be notified to fulfill our obligation under WAC 391-08-120(4).

Signed on April 9, 2015

Herb Harris
PERC Specialist