

GOVERNMENT OF THE DISTRICT OF COLUMBIA
PUBLIC EMPLOYEE RELATIONS BOARD

In the Matter of:

American Federation of Government
Employees, Local 2978,

Petitioner,

and

D.C. Department of
Human Services,

Agency.

PERB Case No. 88-R-04
Opinion No. 179

DECISION AND ORDER

On December 18, 1987, the American Federation of Government Employees, Local 2978 (Union) filed an Amendment of Certification Petition with the Public Employee Relations Board (Board). The Union seeks to amend its certification as the collective bargaining representative for a unit of employees formerly employed by the Preventative Health Service Administration, because the name of the administration has been changed to the Long Term Care Administration.

The Union is the certified bargaining representative for a unit of fourteen non-professional employees within the D.C. Department of Human Services (Employer). As a result of a departmental reorganization the Employer administration was placed (within DHS) under the Office of the Commissioner of Public Health. The most recent collective bargaining agreement, by its terms, remains in full force and effect during the current period of negotiations.

Notices concerning this Petition were posted on February 1, 1988. There were no requests to intervene or opposition to the Petition and no other labor organization claims to represent these employees. The employer requests that the certification reflects the precise title of the Employer, add statutory language i.e., "employees engaged in administering the provisions of D.C. Law 2-139," and exclude professionals (expressly) and the title of the union from the certification as the representative.

The Board, having investigated and considered this matter finds that the proposed amendment effectuates the policy of the Comprehensive Merit Personnel Act of 1978. The Board therefore concludes that the unit set forth below is appropriate for collective bargaining.

UNIT: "All non-professional employees of the Home Care Services Bureau, Long Term Care Administration, Commission of Public Health, Department of Human Services, excluding management officials, confidential employees, supervisors, or any employees engaged in personnel work in other than a purely clerical capacity and employees engaged in administering the provisions of D.C. Law 2-139."

O R D E R

IT IS ORDERED THAT:

The above unit is appropriate for collective bargaining. The Amendment of Certification Petition is granted.

BY ORDER OF THE PUBLIC EMPLOYEE RELATIONS BOARD
March 11, 1988