

GOVERNMENT OF THE DISTRICT OF COLUMBIA  
PUBLIC EMPLOYEE RELATIONS BOARD

In the Matter of: )

American Federation of Government Employees, Local 2725, )  
AFL-CIO, )

Complainant )

and )

District of Columbia Department of Housing )  
and Community Development, )

Respondent )

) Case No. 80-U-06  
) PERB Opinion No. 11

DECISION AND ORDER

This case involves a charge by the Complainant Labor Organization that Respondent Agency of the District of Columbia Government violated Section 1704 (a) (5) of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, D.C. Law 2-139, by its refusal to engage in collective bargaining with said labor organization. Respondent Agency declined to continue with negotiations because Complainant's proposals included compensation as well as non-compensation issues prior to the PERB's determination of appropriate compensation bargaining units.

The PERB's Authorization and Order in All District of Columbia Government Public Employee Unions and the District of Columbia Government, Case No. 80-R-08, PERB Opinion No. 5 (February 6, 1981 as amended February 19, 1981) determining appropriate compensation bargaining units was issued on February 6, 1981. This action negates the need for additional action in this case and, accordingly, it is closed.

BY ORDER OF THE PUBLIC EMPLOYEE RELATIONS BOARD  
April 17, 1981

In a joint letter dated June 9, 1980, the parties expressed concern over the possible roadblock to their current negotiations caused by these two requirements and requested that the PERB:

1. "... issue rules and regulations... pursuant to Section 1702 of the Act...."
2. "... provide the parties with a viable method to negotiate considering compensation bargaining units have not been established."

The Board issued Interim Rules which were approved on May 16, 1980 and advised the parties by letter dated June 24, 1980 that:

"It is the view of the Board that the interim rules meet the requirements of Section 1702 of D.C. Law 2-139 and do not present an obstacle to collective bargaining."

As to the required simultaneous bargaining of terms and conditions of employment issues and compensation issues, the Board made its determination of appropriate compensation bargaining units in All D.C. Government Public Employee Unions and the District of Columbia Government, Case No. 80-R-08, PERB Opinion No. 5 (February 6, 1981 as amended February 19, 1981), which removed any impediment to the simultaneous bargaining of terms and conditions of employment issues with compensation issues.

ORDER

The actions of the Board as cited above negate the need for additional action in this case and accordingly, it is closed.

BY ORDER OF THE PUBLIC EMPLOYEE RELATIONS BOARD

April 17, 1981