

FLORIDA PUBLIC EMPLOYEES RELATIONS COMMISSION
CERTIFICATION OF REPRESENTATIVE FOLLOWING ELECTION

AND

ORDER TO NEGOTIATE

FUSA CHAPTER OF HILLSBOROUGH COMMUNITY COLLEGE, FUSA-NEA
Petitioner,
and
HILLSBOROUGH COMMUNITY COLLEGE DISTRICT BOARD OF TRUSTEES
Public Employer,
and NO
Intervenor.

Case No. 8H-RC-754-4081

CERTIFICATION

On March 14, 1975 the FUSA Chapter of Hillsborough Community College, Organization herein, a registered employee organization, pursuant to section 447.009(2), Ch. 74-100, Laws of Fla. (1974), and Commission Rules 8H-3.02-.04, Fla. Admin. Code, petitioned the Public Employees Relations Commission for a determination of certification status by secret ballot election, thereby seeking to be certified as the exclusive bargaining agent of employees in an appropriate unit.

The Hillsborough Community College District Board of Trustees, Employer herein, is a district school board which has sufficient legal distinctiveness to properly carry out the functions of a public employer. The Organization and Intervenor are education associations which represent groups of public employees in matters relating to their employment relationship with a public employer. The Commission pursuant to Sections 447.004(6), 447.002(2,10) and 447.009 (2,3), Ch. 74-100, Laws of Fla. (1974), has jurisdiction to certify the Organization or Intervenor, as the exclusive representative of all employees in an appropriate unit.

On April 12, 1975 the Chairman of the Commission pursuant to section 447.009(3) and Commission Rule 8H-3.15, approved a consent agreement which the parties had executed on April 3, 1975 having considered the criteria in section 447.009(4) (a-g) and written and oral testimony of the parties, including the Intervenor, if any, and having found that the petition was sufficient and that the Organization and Employer are in compliance with section 447.008 and .009, Ch. 74-100, Laws of Fla. (1974) and Commission Rule Chapter 8H-3, Fla. Admin.

Code. The negotiating unit stipulated to by the parties as being appropriate for the purpose of collective bargaining unit is described below.

The Appropriate Collective Bargaining Unit:

Included: All full-time professional personnel with faculty status, including instructional personnel, librarians, counselors and health service personnel

Excluded: All other employees, including managerial and other career employees (as defined by the Hillsborough Community College in the career salary schedule), confidential employees and security employees.

Pursuant to the consent agreement and in accordance with the requirements of Commission Rule 8H-3.28, Fla. Admin. Code, a secret ballot election was held on April 25, the results of which election indicate that a majority of the eligible voters in the stipulated unit who cast ballots voted to be represented for purposes of collective bargaining by the Organization. The neutral party, Robert L. Lochner, conducting the election certified on April 28, 1975 that the results of the tabulation of ballots cast were as follows:

| | |
|--|-----|
| Approximate number of eligible voters | 178 |
| Void Ballots | 0 |
| Votes cast for PETITIONER | 92 |
| Votes cast against participating organization | 16 |
| Valid votes counted (sum of 3,4,5, and 6) | 108 |
| Challenged ballots | 0 |
| Valid votes counted plus challenged ballots, | 108 |
| Challenges are not sufficient to affect the results of the election. | |
| A majority of the valid counted plus challenged ballots (item 9) and has been cast for: PETITIONER | |

Challenges were not sufficient to affect the results of the election, and therefore, this Commission hereby CERTIFIES the FUSA Ch. of Hillsborough Community College, as the exclusive bargaining agent for the purposes of collective bargaining in the unit described above.

Certification number 46 is hereby issued to the Organization.

ORDER

IT IS HEREBY ORDERED THAT:

1. Pursuant to section 447.009(3) (b), Ch. 74-100, Laws of Fla.

(1974), and Commission Rules 8H-3.15-.16, and .28, Fla. Admin. Code, the FUSA Ch. of Hillsborough Community College, the Organization, is the exclusive bargaining agent for the unit described above.

2. Pursuant to sections 447.009 and .010(1), Ch. 74-100, Laws of Fla. (1974), the Hillsborough Com. College Dist. Bd. of Trustees, the Employer, shall bargain collectively in good faith with the Organization in the determination of wages, hours and terms and conditions of employment of the public employees within the bargaining unit, and shall negotiate a grievance procedure to be used for the settlement of disputes between the employer and employees, or group of employees, involving the interpretation or application of a collective bargaining agreement.

ORDERED this 5TH day of May, 1975 in Tallahassee, Florida.

ENTERED this 5TH day of May, 1975 in Tallahassee, Florida.

For and By the Direction of the
Public Employees Relations Commission

Charles E. Freeman
Charles E. Freeman
Chairman

75E-13-61 (180)

FLORIDA PUBLIC EMPLOYEES RELATIONS COMMISSION

CERTIFICATION OF REPRESENTATIVES FOLLOWING ELECTIONS AND ORDERS TO NEGOTIATE

The Public Employees Relations Commission certifies the following employee organizations as collective bargaining representatives of employees in the bargaining units described in the attached verifications (entitled certifications) of the results of consent elections, such certifications to be deemed effective the sixth day following the respective verifications:

- #20 Escambia Education Association (Case No. 8H-RC-754-1015)
- #26 International Brotherhood of Firemen and Oilers, #5 (Case No. 8H-RC-743-0005) ~~April~~
- #27 Orange County Classroom Teachers' Association, Inc., FUSA-NEA (Case No. 8H-RC-754-1039)
- #28 Leon Classroom Teachers' Association (Case No. 8H-RC-744-1037)
- #44 Association of Bay County Educators (Case No. 8H-RC-744-1022)
- #46 FUSA Chapter of Hillsborough Community College, FUSA-NEA (Case No. 8H-RC-754-4081)
- #45 Putnam Federation of Teachers (Case No. 8H-RC-754-1025)

Moreover, the Commission concluded that pursuant to §447.009(3)(b), (.010) of the Act, an employee organization whose representative status is verified as the result of an election duly held and not timely contested has the legal right to certification of its representative status the sixth day following verification of the election results, and that, as a ministerial act, the certification of such employee organization in any such case shall be issued on behalf of the Commission by the Chairman or such employee of the Commission as the Chairman or the Commission may designate.

ORDERED this 15th day of May 1975, in Naples, Florida.

ENTERED this 21 day of MAY 1975, in Tallahassee, Florida.
C.M.

For and By the Direction of the
Public Employees Relations Commission

Curtis L. Mack

Curtis L. Mack
Chairman