

## Chapter ERC 27

### CLARIFICATION OF STATE SECTOR BARGAINING UNITS

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**ERC 27.01 Scope.** This chapter governs the general procedure relating to clarification of state sector bargaining units under the State Employment Labor Relations Act to determine whether one or more positions are properly included in or excluded from an existing collective bargaining unit of state employees specified in s. 111.825, Stats., or from an existing collective bargaining unit of supervisors specified in s. 111.825 (5), Stats.

**History:** CR 02-037: cr. Register June 2006 No. 606, eff. 7-1-06.

**ERC 27.02 Petition for unit clarification.** A petition to determine whether one or more positions shall be included in or excluded from an existing collective bargaining unit may be filed by the exclusive representative of the bargaining unit or by the employer or by an authorized representative of one of those parties. Practice and procedure for filing and processing of a petition for unit clarification shall otherwise be as set forth in s. ERC 17.02.

**History:** CR 02-037: cr. Register June 2006 No. 606, eff. 7-1-06; CR 10-019: am. Register June 2010 No. 654, eff. 7-1-10.

**ERC 27.03 Withdrawal of petition.** Practice and procedure regarding withdrawal of a petition for unit clarification shall be as set forth in s. ERC 17.03.

**History:** CR 02-037: cr. Register June 2006 No. 606, eff. 7-1-06; CR 10-019: am. Register June 2010 No. 654, eff. 7-1-10.

**ERC 27.04 Commission pre-hearing action on petition.** Practice and procedure for commission pre-hearing action on a petition for unit clarification shall be as set forth in s. ERC 17.04.

**History:** CR 02-037: cr. Register June 2006 No. 606, eff. 7-1-06; CR 10-019: am. Register June 2010 No. 654, eff. 7-1-10.

**ERC 27.05 Motions.** Practice and procedure regarding motions in unit clarification proceedings shall be as set forth in s. ERC 18.06.

**History:** CR 02-037: cr. Register June 2006 No. 606, eff. 7-1-06; CR 10-019: am. Register June 2010 No. 654, eff. 7-1-10.

**ERC 27.06 Hearings.** Practice and procedure for hearings in unit clarification proceedings shall be as set forth in s. ERC 17.06, except that the reference to the “Municipal Employment Relations Act” shall be to the “State Employment Labor Relations Act.”

**History:** CR 02-037: cr. Register June 2006 No. 606, eff. 7-1-06; CR 10-019: am. Register June 2010 No. 654, eff. 7-1-10.

**ERC 27.07 Order clarifying bargaining unit or other dispositional order.** Practice and procedure regarding commission issuance of an order clarifying bargaining unit or other dispositional order in a unit clarification proceeding shall be as set forth in s. ERC 17.07.

**History:** CR 02-037: cr. Register June 2006 No. 606, eff. 7-1-06; CR 10-019: am. Register June 2010 No. 654, eff. 7-1-10.

**ERC 27.08 Petition for rehearing.** Any person aggrieved by a final order of the commission may, within 20 days after service of the order, file a written petition for rehearing which shall specify in detail the grounds for the relief sought and supporting authorities. Practice and procedure regarding a petition for rehearing in a unit clarification proceeding shall be as set forth in s. ERC 18.11.

**History:** CR 02-037: cr. Register June 2006 No. 606, eff. 7-1-06.