

POLICY

BOARD OF EDUCATION OF MONTGOMERY COUNTY

Related Entries: HBA-EA

Designation of the Montgomery County Education Association as Exclusive Representative

WHEREAS, On September 10, 1981, the Montgomery County Education Association complying with requirements of *The Annotated Code of Maryland, Education*, Section 6-405, requested the opportunity to enter into negotiations with the Board of Education on the subject of redefining the composition of the bargaining unit; and

WHEREAS, The Montgomery County Federation of Teachers requested negotiations with the Board of Education on the subject of redesigning the composition of the bargaining unit; and

WHEREAS, The Montgomery County Association of Administrative and Supervisory Personnel requested negotiations with the Board of Education on the subject of redesigning the composition of the bargaining unit; and

WHEREAS, Separate negotiations have occurred between all organizations requesting negotiations on this issue and the representative of the Board of Education; and

WHEREAS, On November 10, 1981, the Montgomery County Board of Education determined that there will be two units of certificated employees in Montgomery County; and

WHEREAS, One of these units consists of all positions on the A to D salary schedule as of November 10, 1981, plus pupil personnel workers, social workers, psychologists, specialists and substitutes; and

WHEREAS, The superintendent, those persons designated by the Board of Education to act in a negotiations capacity pursuant to the public school laws, and temporary employees are excluded from any unit; and

WHEREAS, On November 24, 1981, the Montgomery County Education Association submitted certification that it has a membership enrollment of the majority of the public school employees in the unit named in this resolution as provided under *The Annotated Code of Maryland, Education*, Section 6-405; and

WHEREAS, Proof of such certification has been properly forwarded to the Maryland State Department of Education; and

WHEREAS, No other employee organizations have certified that they have a membership enrollment of at least 10 percent of the total number of employees in such unit; and

WHEREAS, The Montgomery County Education Association did not request an election under *The Annotated Code of Maryland, Education*, Section 6-405; now therefore be it

Resolved, That in accordance with the provisions of *The Annotated Code of Maryland, Education*, Section 6-405 (e) *Designation without an election*, the Montgomery County Board of Education hereby designates the Montgomery County Education Association as the exclusive representative of all public school employees in the unit named in this resolution; and be it further

Resolved, That the superintendent, those persons designated by the Board of Education to act in a negotiations capacity consistent with Resolution 588-79 including the positions of area director for educational services are excluded from this unit, pursuant to *The Annotated Code of Maryland, Education*, Section 6-405 and temporary employees are excluded from any unit.

Resolution No. 1106-81, November 30, 1981