

1520.07 Arbitrations of Major significance

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PURPOSE

To provide a procedure for departments to seek an advocate to represent the department's interests in an arbitration or a Civil Service grievance appeal hearing which is of major significance, or which may impact other state departments.

APPLICATION

Executive Branch Departments and Sub-units.

CONTACT AGENCY

Department of Technology, Management and Budget (DTMB)
Office of the State Employer (OSE)

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SUMMARY

This section specifies the procedure by which individual departments can seek assistance in presenting an arbitration case which is of major significance to the department, or which may impact other state departments. Depending on the issues, complexity and degree of impact, it is possible to obtain assistance from the OSE while the department presents the case; have the OSE staff present the case; or obtain representation from the Department of the Attorney General.

APPLICABLE FORMS

None.

PROCEDURES

Requesting Department

- Contacts the OSE and describes the rationale for requesting OSE assistance and indicates the level of assistance desired.

OSE

- Evaluates the merits of the case and the complexity of the issues involved.
- Assesses the impact of the case on the state.
 - If the case apparently could have a major impact on the requesting department, or on other departments:

- Considers if Attorney General representation is warranted. If so, contacts the Attorney General in conjunction with the requesting department's representative.
- If not, determines if the OSE should represent the department's interests in the case.
- Advises the requesting department of its determination.
- If the OSE is to represent the department:
 - Files an appearance letter with the department, any union or limited recognition organization (LRO) which may be involved, and the arbitrator or hearing officer.
