

CHAPTER 7315

PUBLIC EMPLOYMENT RELATIONS BOARD

INDEPENDENT REVIEW

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7315.0200 APPLICATION.

The rules governing independent review and the establishment of a Public Employment Relations Panel shall apply only when no other procedure exists for the independent review for a public employee of a grievance or grievances arising out of the interpretation of or adherence to terms and conditions of employment.

Statutory Authority: *MS s 179.72 subds 2,4*

7315.0300 POLICY.

Parts 7315.0200 to 7315.0800 shall be liberally construed to effectuate the purposes and provisions of the Public Employment Labor Relations Act.

Statutory Authority: *MS s 179.72 subds 2,4*

7315.0400 DEFINITIONS.

The words, terms, and phrases in parts 7315.0200 to 7315.0800 shall have the same meanings and definitions as defined in part 7300.0100.

Statutory Authority: *MS s 179.72 subds 2,4*

7315.0500 PETITION.

Any public employee may petition the Public Employment Relations Panel for independent review of a grievance arising out of the interpretation of or adherence to terms and conditions of employment when no other such procedure exists to hear that grievance. The petition shall contain:

- A. the name, address, and telephone number of the petitioner;
- B. the name, address, and telephone number of the public employer;
- C. a certification that independent review of the grievance is not available under any other procedure; and
- D. a concise written statement of the grievance or grievances arising out of the interpretation of or adherence to terms and conditions of employment and the relief requested.

Statutory Authority: *MS s 179.72 subds 2,4*

7315.0600 PUBLIC EMPLOYMENT RELATIONS PANEL. R

The board, after determining that independent review was not available to the petitioner, shall within a reasonable time establish a Public Employment Relations Panel or decide the matter as a full board. If a panel is established, it shall consist of one member of the board who represents public employers, one member of the board who represents public employees, and the chairman of the board.

Statutory Authority: *MS s 179.72 subds 2,4*

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7315.0700 HEARING.

R The board or panel may hear the grievance as a full body or may delegate to one or more of its members the authority to hear the grievance. The board or panel may appoint a qualified hearing examiner to conduct the hearing and prepare findings of fact. The board or panel reserves the authority to make the final determination of the case.

Within 15 days of selection of a panel or a determination that a full board will hear the matter, the board or panel shall serve notice on all parties to the case. Such notice shall contain the time and place of the hearing, the grievance or grievances to be determined, the procedure for the hearing, and a copy of these rules.

All parties shall be entitled to representation at the hearing.

Statutory Authority: *MS s 179.72 subds 2,4*

7315.0800 BOARD OR PANEL DECISIONS.

Every decision rendered by the board or panel shall be in writing and shall be accompanied by a statement of the reasons therefor. Every decision shall be binding on both parties and served on all parties to the case. It shall contain a statement of the decision or order in the case, a statement of the reasons therefor, and an affidavit of service.

A majority vote of the board or panel shall constitute a decision of the board or panel.

Statutory Authority: *MS s 179.72 subds 2,4*