

STATE OF IOWA
BEFORE THE PUBLIC EMPLOYMENT RELATIONS BOARD

IN THE MATTER OF:)	
)	BU-1085
State of Iowa (Board of Regents),)	
Public Employer,)	ORDER DIRECTING
)	RETENTION AND
and)	RECERTIFICATION ELECTION
)	
SEIU Local 199 (Health Care),)	
Certified Employee Organization.)	

The Public Employment Relations Board (PERB) has previously determined that the grouping of employees of State of Iowa (Board of Regents) as described and attached at the end of this document constitutes an appropriate bargaining unit for purposes of collective bargaining pursuant to Iowa Code chapter 20.

Pursuant to Iowa Code section 20.15(2) and Chapter 15 of PERB's administrative rules, PERB must conduct a retention and recertification election prior to the expiration of the collective bargaining agreement to determine whether SEIU Local 199 (Health Care) will be retained and recertified as the exclusive collective bargaining representative for the unit of employees described at the end of this document. Having determined that an election is required pursuant to Iowa Code section 20.15(2) and PERB rule 621—15.5(20), and having received payment from SEIU Local 199 (Health Care) pursuant to Iowa Code section 20.6(7) and PERB subrules 15.1(1) and 15.5(5), PERB finds that such retention and recertification election should be conducted.

IT IS THEREFORE ORDERED that a retention and recertification election be conducted under the supervision and direction of the Public Employment Relations Board from 7:00 a.m. on Tuesday, October 13, 2020 to 9:00 a.m. on Tuesday, October 27, 2020. Eligible to vote are all employees in the bargaining unit who were employed in the unit on the date of this order, September 16, 2020.

IT IS FURTHER ORDERED that if the previously provided employee list needs to be updated or corrected, State of Iowa (Board of Regents) shall email to iaperb@iowa.gov or

submit through ShareFile the voter list in an Excel spreadsheet by September 23, 2020. The spreadsheet shall include all names of the eligible voters (employees in the unit on September 16) in alphabetical order by last name, their job classifications, their date of birth (MM/DD/YYYY), the last four digits of their social security number, their home addresses, their work and personal email addresses, if known, and their work and personal telephone numbers, if known. This is the same format you previously used. The subject line (if emailed) or title of the Excel spreadsheet (if through ShareFile) shall be BU-1085 State of Iowa (Board of Regents)/SEIU Local 199 (Health Care) Voter Eligibility List-Updated.

State of Iowa (Board of Regents) has a continuing duty to inform SEIU Local 199 (Health Care) if any eligible voter leaves employment prior to the conclusion of the election.

State of Iowa (Board of Regents) shall immediately post and distribute copies of the attached Notice of Election, Voting Schedule, Voting Instructions, and Unit Description in the manner customarily used for the posting and distribution of information to employees. If State of Iowa (Board of Regents) customarily distributes information to employees by additional means, such as by email or hard copy, then State of Iowa (Board of Regents) shall also do the same with the attached Notice of Election, Voting Schedule, Voting Instructions, and Unit Description. The notices should remain posted until State of Iowa (Board of Regents) receives notification of the tally of the ballots at the conclusion of the election.

DATED at Des Moines, Iowa, this 16th day of September 2020.

PUBLIC EMPLOYMENT RELATIONS BOARD

By:  _____

Erik M. Helland, Board Member

THE EMPLOYER SHALL PROMPTLY POST THIS NOTICE AND ATTACHED DOCUMENTS IN THE MANNER AND LOCATIONS CUSTOMARILY USED FOR POSTING. THESE NOTICES SHALL REMAIN POSTED UNTIL THE EMPLOYER RECEIVES NOTIFICATION OF THE TALLY OF BALLOTS AT THE CONCLUSION OF THE ELECTION.

IF THE EMPLOYER CUSTOMARILY DISTRIBUTES INFORMATION TO EMPLOYEES BY ADDITIONAL MEANS, SUCH AS BY E-MAIL OR HARD COPY, THE EMPLOYER SHALL PROMPTLY DISTRIBUTE THESE NOTICES AND ATTACHED DOCUMENTS TO THE AFFECTED EMPLOYEES THROUGH THOSE MEANS AS WELL.

NOTICE OF TELEPHONE AND WEB-BASED RETENTION AND RECERTIFICATION ELECTION

The Public Employment Relations Board (PERB) has ordered that a retention and recertification election be conducted to determine whether SEIU Local 199 (Health Care) will be retained and recertified as the exclusive collective bargaining representative for the employees of State of Iowa (Board of Regents) in the bargaining unit described at the end of this document. It has been determined that this election will be conducted by telephone and online with the assistance of YesElections, an internationally recognized neutral election service corporation. During the election period, which begins October 13 at 7:00 a.m. and ends October 27 at 9:00 a.m., voters can either go online (<https://vote.yeselections.com/iaperb/>) or call in (toll free at 877-639-7161) to cast a ballot.

The script of the ballot question and ballot options are shown below.

Retention and Recertification Election
for Certain Employees of
State of Iowa (Board of Regents)

DO YOU WANT
SEIU Local 199 (Health Care)
TO BE RETAINED AND RECERTIFIED AND CONTINUE TO BE
YOUR EXCLUSIVE BARGAINING REPRESENTATIVE?

Yes.

No.

VOTING SCHEDULE

PERB will conduct a telephone and web-based retention and recertification election for this voting unit. The schedule for this telephone and web-based election is as follows:

October 13, 2020
7:00 a.m.

Telephone and web-based voting begins.

October 27, 2020
9:00 a.m.

Telephone and web-based voting ends. Voters must cast their ballot by logging on to the website or calling the toll-free number prior to this time in order for the ballot to be counted. YesElections will provide PERB with the results and PERB will e-file the tally on the electronic document management system.

You can vote online (<https://vote.yeselections.com/iaperb/>) or by phone (toll free at 877-639-7161). The voting system is in operation 24 hours a day, 7 days a week during the voting period. Please see the attached voting instructions.

SEIU Local 199 (Health Care) will be retained and recertified if SEIU Local 199 (Health Care) receives a “yes” vote from a majority of eligible voters. An eligible voter’s choice not to vote is the same as casting a “no” vote.

The Public Employment Relations Board does not endorse any choice in the election.

YesElections Help Desk

If you experience any problems with the voting system or need special assistance in voting, call 800-503-8671.

PERB

If you have questions about the election process, email PERB at iaperb@iowa.gov or call PERB at 515-281-4414.

VOTING INSTRUCTIONS

Voting Begins Tuesday, October 13 at 7:00 a.m.

Voting Ends Tuesday, October 27 at 9:00 a.m.

To Vote by Phone:

1. Call 877-639-7161 toll-free.
2. Be prepared to provide your birth date (MM/DD/YYYY) and the last four digits of your Social Security number.
3. Follow the instructions provided to you on the phone.
4. You will be asked, “Do you want SEIU Local 199 (Health Care) to be retained and recertified and continue to be your exclusive bargaining representative?”
5. After you vote, you will be asked to confirm your choice for your vote to be counted. You **MUST CONFIRM** your choice for your vote to be counted.

To Vote by Internet

1. Go to <https://vote.yeselections.com/iaperb/>.
2. Be prepared to provide your birth date (MM/DD/YYYY) and the last four digits of your Social Security number.
3. Follow the instructions provided to you.
4. You will be asked, “Do you want SEIU Local 199 (Health Care) to be retained and recertified and continue to be your exclusive bargaining representative? Select either “Yes” or “No” Then submit your selection.
5. After you vote, you will be asked to confirm your choice for your vote to be counted. You **MUST CONFIRM** your choice for your vote to be counted.

If you receive a message saying you have already voted and you have not done so, please contact PERB.

YesElections Help Desk

If you experience any problems with the voting system or need special assistance in voting, call 800-503-8671.

PERB

If you have questions about the election process, e-mail PERB at iaperb@iowa.gov or call PERB at 515-281-4414.

BARGAINING UNIT OF EMPLOYEES OF State of Iowa (Board of Regents)**

**The unit description below is subject to the mutual agreement between the parties concerning who is eligible to vote in the upcoming recertification election.

INCLUDED: All professional employees of the State of Iowa engaged in tertiary health care at the University of Iowa Hospitals and Clinics as specifically described by classifications as provided in Appendix A attached hereto.

EXCLUDED: All managerial, supervisory and confidential employees, all employees included in other bargaining units, part-time employees who are regularly scheduled for less than 780 hours per fiscal year and who are scheduled for less than an average of 15 hours per week, those classifications as specifically set forth as exclusions in Appendix B attached hereto, hourly (on-call) employees, and all other persons excluded by Section 4 of the Act.

Appendix A

CLASSIFICATIONS INCLUDED

Activities Therapist
Advanced Practice Nurse (Patient Care)
Advanced Registered Nurse Practitioner (Patient Care)
Andrology Technician
Audiologist
Audiologist II
Blood Donor Center Nurse I
Blood Donor Center Nurse II
Cardiovascular Perfusionist
Clinical Laboratory Scientist I
Clinical Laboratory Scientist II
Clinical Laboratory Specialist – Pathology
Clinical Laboratory Technologist I
Clinical Pharmacist (Patient Care)
Clinical Psychologist
Clinical Specialist, PT
Counselor – Substance Abuse
Cytogenetics Lab Specialist I
Cytogenetics Lab Specialist II
Cytotechnologist
Dental Hygienist
Dietician I
Dietician II
Dosimetrist I
Dosimetrist II
Echographic Diagnostic Assistant
Education Consultants
Educator
Electroneurodiagnostic Technician
Embryologist
Hospital Mortician
Imaging Technologist
Neonatal Nurse Practitioner
Nuclear Medicine Technologist
Occupational Therapist
Ocularist I
Ocularist II
Ophthalmic Photographer I
Ophthalmic Photographer II
Ophthalmic Professional I
Ophthalmic Professional II
Optician
Optometrist I
Optometrist II
Physical Therapy
Physician's Assistant

Psychometrist
Radiation Therapist
Rehabilitation Assistant
Respiratory Therapist
Senior Activities Therapist
Senior Imaging Technologist
Senior Nuclear Medicine Technologist
Senior Occupational Therapist
Senior Physical Therapist
Senior Psychometrist
Senior Radiation Therapist
Senior Respiratory Therapist
Social Work Specialist I
Social Work Specialist II (Patient Care)
Social Worker I
Social Worker II
Social Worker III
Sonographer
Speech Pathologist I
Speech Pathologist II
Staff Nurse I
Staff Nurse II
Staff Pharmacist I
Staff Pharmacist II
Utilization Review Assistant

Appendix B

CLASSIFICATIONS EXCLUDED

Administrative Support Manager, Pharmacy
Advanced Practice Nurse (Supervisory)
Assistant Nurse Manager
Assistant, Staff Development
Blood Donor Nurse III
Chief Diagnostic Radiologic Technologist
Chief EFG Technologist
Chief Nuclear Pharmacist
Clinical Section Manager, Pathology
Clinical Coordinator Radiology
Clinical Lab Technologist III
Clinical Lead Lab Scientist – Pathology
Clinical Lead Lab Scientist (EV) – Pathology
Clinical Pharmacist (Supervisory)
Clinical Pharmacy Specialist
Clinical Supervisor Physical Therapy
Hospitalist
Lab Coordinator
Nurse Clinician – Specialty (Supervisory)
Nursing Supervisor
Patient Representative
Pharmacy Practice Specialist
Pharmacy Supervisor
Pharmacy Technician Supervisor
Respiratory Therapy Supervisor
Senior Audiologist
Senior Speech Pathologist
Social Work Specialist II (Supervisory)
Staff Nurse Anesthetist II