

# **NOTICE TO EMPLOYEES**

## **FROM THE**

### **PUBLIC EMPLOYMENT RELATIONS BOARD (PERB)**

A Petition for Amendment of Unit has been filed with this agency seeking to amend the description/composition of a previously determined bargaining unit of the public employer's employees.

It is possible that some of you may have an interest in the outcome of the unit determinations which may be made as a result of this Petition. For this reason, PERB has directed that this Notice be posted to inform you of your rights under the Public Employment Relations Act.

***ELIGIBLE  
EMPLOYEES  
HAVE  
THE RIGHT  
UNDER  
STATE LAW***

- To organize, form, join or assist any employee organization.
- To negotiate collectively through representatives of your own choosing.
- To engage in other concerted activities for the purpose of collective bargaining or other mutual aid or protection, to the extent that such activities are not prohibited by the Public Employment Relations Act or any other law of the State of Iowa.
- To refuse to do any or all of the above things; to refuse to join or participate in the activities of employee organizations, including the payment of any dues, fees or assessments or service fees of any type.

Any questions should be directed to:

**Public Employment Relations Board**  
510 East 12th Street • Suite 1B  
Des Moines IA 50319-0203  
515/281-4414

Any interested party may intervene in this proceeding by written request to PERB at the above address.

Dated 8/27/2020



**STATE OF IOWA**  
**PUBLIC EMPLOYMENT RELATIONS BOARD**

Mary T. Gannon, Member  
Erik M. Helland, Member

August 27, 2020

**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Department of Administrative Services  
Human Resource Enterprise  
Hoover Building – Third Floor  
1305 East Walnut Street  
Des Moines, IA 50319

RE: Case No. 102457—State of Iowa and AFSCME Iowa Council 61 (Security)  
(1) Employer to post and distribute Petition  
(2) Employer to post and distribute Notice to Employees.  
(3) Employer to post and distribute Notice of Hearing

Dear Representatives:

A petition to amend an existing bargaining unit of the State's employees has been filed with the Public Employment Relations Board. A copy of the filed petition and a notice to employees are enclosed. PERB has also enclosed a Notice of Hearing regarding the matter. **The State must post the Notice to Employees, Notice of Hearing, and the petition** in conspicuous places customarily used for the posting of information to employees in the potentially affected bargaining unit. If the employer customarily distributes information to employees by additional means, such as by e-mail or hard copy, the employer shall also promptly distribute such documents to employees. Please produce a sufficient number of copies to accomplish the required posting.

All documents on this matter must be electronically filed using PERB's electronic document management system. Future documents will only be provided to you via PERB's electronic document management system. Please read the enclosed information sheet on e-filing.

Iowa Code chapter 20, the Public Employment Relations Act requires that PERB conduct a public hearing to determine the appropriate bargaining unit within 30 days of its receipt of the petition if an agreement is not reached and filed with the Board. Consequently, a hearing on the petition has been scheduled for September 15, 2020, at 10:00 a.m.

Amendment of bargaining unit cases may be informally settled and a hearing may be avoided. In order to accomplish this informal settlement, the petitioner and public employer must prepare a stipulation signed by the authorized

representative of each party, which sets forth the composition of the agreed bargaining unit. The stipulation must be electronically filed and tentatively approved by the Board prior to the scheduled hearing date to avoid the necessity of the hearing. Please contact Susan Bolte if you have questions or concerns or if you would like assistance in the attempt to reach a stipulation concerning the unit's composition.

Thank you for your assistance and prompt attention to the aforementioned posting. Any questions may be directed to me at the contact information below.

Sincerely,

/s/ Susan Bolte  
Administrative Law Judge

Electronically filed.

Public employer served via certified mail and email.

All others served via eFlex

Email to: Dan Homan  
Rick Eilander  
Nathan Reckman  
Kristin Bauer  
Paul Trombino

STATE OF IOWA  
BEFORE THE PUBLIC EMPLOYMENT RELATIONS BOARD

IN THE MATTER OF:	)	
STATE OF IOWA,	)	
Public Employer,	)	CASE NO. 102457
and	)	NOTICE OF HEARING
AFSCME IOWA COUNCIL 61,	)	
Certified Employee	)	
Organization/Petitioner.	)	

The Petitioner, AFSCME Iowa Council 61 (Security), has filed a petition for amendment of bargaining unit with the Public Employment Relations Board ("PERB" or "Board") pursuant to Iowa Code sections 20.13 and PERB rule 621 IAC 4.6. The petition alleges the bargaining unit of certain employees of the State of Iowa should be amended to exclude motor vehicle investigators and motor vehicle officers with the Department of Transportation as well as police officers and police sergeants at the Regents or University location from the list of included positions in the unit. The proposed unit is listed at the end of this document.

As of the date of this notice, no agreement between the State and AFSCME Iowa Council 61 as to the requested amendment has been filed with the Board, and no determination as to the appropriateness of the amendment has been made by PERB.

NOTICE IS THEREFORE GIVEN that pursuant to the authority of Iowa Code sections 20.1(1), 20.6(4), and 20.13, the Board or an administrative law judge appointed by the Board pursuant to Iowa Code section 17A.11(1) will preside at a public hearing on the petition at the following time, date and place:

DATE: Tuesday, September 15, 2020  
TIME: 10:00 a.m.  
PLACE: Public Employment Relations Board  
510 East 12<sup>th</sup> Street, Suite 1B  
Des Moines, Iowa

The purpose of the hearing is to receive evidence and arguments that will enable and assist PERB in determining whether the amendment sought by the petition are appropriate.

The hearing will be conducted in accordance with applicable provisions of Iowa Code chapters 17A and 20 and the rules of the Board. To the extent a party asserts that employees are excluded from the coverage of Iowa Code chapter 20 by a provision of section 20.4, and are thus ineligible for inclusion in a bargaining unit, that party bears the burden of establishing the applicability of the section 20.4 exclusion.

At the time and place specified, the parties shall appear through their authorized representatives and present relevant testimony and other evidence. Parties or entities other than those named above who wish to participate must request intervention pursuant to the provisions of PERB rule 621 IAC 2.4.

DATED at Des Moines, Iowa, this 27th day of August, 2020.

PUBLIC EMPLOYMENT RELATIONS BOARD

By:   
Mary T. Gannon, Board Member

### **PROPOSED BARGAINING UNIT DESCRIPTION**

INCLUDED: All Security and related employees of the State of Iowa, as set forth in Appendix A hereto.

EXCLUDED: All persons holding job classifications as set forth in Appendix B hereto; managerial, supervisory, confidential, part-time and all other employees of the State of Iowa; and all other persons excluded by Section 4 of the Act.

## APPENDIX A

### Security Guard III

<u>Code No.</u>	<u>State Merit Classifications</u>	<u>Department</u>
00480	Grain Dealer Investigator	Commerce
00482	Warehouse Examiner	Commerce
00660	Field Safety Technician	Labor
00665	Labor Safety Educator	Labor
00675	Elevator Inspector	Labor
00679	Mines & Minerals Reclamation Officer A	Soil Conservation
00680	Surface Mine Inspector	Soil Conservation
00683	Track Car Technician A	D.O.T.
00684	Senior Track Inspector	D.O.T.
00685	Railroad Safety Investigator	D.O.T.
00686	Chief Railroad Safety Investigator	D.O.T.
02405	Health Inspector	Health
02425	Public Health Representative I	Health
05101	Weights & Measures Inspector	Agriculture
05102	Food and Sanitation Inspector	Agriculture
05103	Food Sanitation Survey Officer	Agriculture
05112	Dairy Products Inspector	Agriculture
05117	Livestock Inspector	Agriculture
05126	Meat Inspector	Agriculture
05127	Sr. Meat Inspector A	Agriculture
05140	Apiary Inspector	Agriculture
05144	Agricultural Products Inspector	Agriculture
05145	Pesticide Investigator A	Agriculture
05186	Dairy Trade Practices Investigator	Agriculture
05356	Recreational Safety Coordinator A	Conservation
05424	State Waters Aide	Conservation
06075	Training Facilities Supervisor	Law Enf. Academy
06405	Correctional Officer I	Social Services
06406	Correctional Officer II	Social Services
06407	Correctional Escort	Social Services
06409	Correctional Officer III	Social Services
06440	Correctional Specialist	Social Services
06443	Jail Inspector	Social Services
06465	State Industries Technician I	Social Services
06466	State Industries Technician II	Social Services
06470	State Industries Supervisor	Social Services
06480	Mental Health Officer	Soc. Serv. (Woodward)
06490	Community Correctional Aide	Social Services
06491	Halfway House Worker	Social Services
07105	Guard	General
06401	Women's Corr. Officer	Social Services
07110	Security Guard I	General Services
07111	Security Guard II	General Services
07112	Military Security Guard	Adjutant General
07130	Airport Firefighter	Adjutant General
08430	Boiler Inspector	Labor



Non-Merit Classification

Security Guard

Public Instruction

University Merit Classification

07581	Hospital Security Officer I
07801	Parking Enforcement Officer
07811	Parking Enf. Officer, Chief
08121	Plant Safety Patrolman
08131	Plant Safety Sergeant
08111	Safety Inspector
07491	Security-Auxiliary Officer
07551	Security Detective
07571	Security-Lieutenant Detective
07511	Security-Patrolman
07561	Security-Sergeant Detective
07501	Security-Watchman



APPENDIX B

<u>Code</u> <u>No.</u>	<u>State Merit Classification</u>	<u>Department</u>
00484	Asst. Dir. of Warehouse & Gr. Dealer Inv.	Commerce
00486	Dir., Warehouse & Grain Dealer Inv.	Commerce
00676	Elevator Inspection Supervisor	Labor
02410	Executive Secretary, Cosmetology	Health
02420	Executive Secretary, Barbering	Health
02426	Public Health Representative II	Health
05220	Parks Supervisor	Conservation
05225	Assistant Parks Superintendent	Conservation
05230	Parks Superintendent	Conservation
06300	Drivers License Examiner	D.O.T.
06301	Sr. Drivers License Examiner	D.O.T.
06362	Motor Vehicle Officer II	D.O.T.
06363	Asst. Motor Vehicle Enf. Dir.	D.O.T.
06364	Vehicle Enforcement Director	D.O.T.
06365	Asst. Motor Vehicle Invest. Director	D.O.T.
06402	Correctional Supervisor I	Social Services
06410	Correctional Supervisor II	Social Services
06411	Correctional Supervisor III	Social Services
06415	Correctional Security Asst. Dir.	Social Services
06416	Correctional Security Director	Social Services
06492	Halfway House Director	Social Services
07125	Fairgrounds Security Chief	Fair Board
07131	Airport Firefighter Supervisor	Adjutant General
08435	Boiler Inspection Supervisor	Labor
05210	Park Ranger I	Conservation
05215	Park Ranger II	Conservation
05217	Park Ranger III	Conservation
06340	Motor Vehicle Investigator	D.O.T.
06360	Motor Vehicle Officer I	D.O.T.
06361	Motor Vehicle Officer II	D.O.T.
University Merit Classification		
07582	Hospital Security Officer II	
07531	Security - Lieutenant	
07521	Security - Sergeant	
07512	Police Officer I	
07513	Police Officer II	
07514	Police Officer III	
07521.	Police Sergeant	

**STATE OF IOWA  
BEFORE THE PUBLIC EMPLOYMENT RELATIONS BOARD**

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IN THE MATTER OF:	)	
	)	
<u>AFSCME/IOWA COUNCIL 61,</u>	)	
Petitioner,	)	
	)	
and	)	PETITION FOR AMENDMENT
	)	OF BARGAINING UNIT
	)	
<u>STATE OF IOWA,</u>	)	
Respondent.	)	
	)	

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COMES NOW the Petitioner, AFSCME/IOWA COUNCIL 61, and in support of its Petition for Amendment of Bargaining Unit, states as follows:

1. The case number where the bargaining unit was originally determined by PERB and case number(s) of any subsequent amendments to the bargaining unit, if applicable, are: **294, 942, 3507 & 3513, 4051**
2. The description of the existing bargaining unit is: **SEE ATTACHMENT A**

**INCLUDED: All Security and related employees of the State of Iowa, as set forth in Appendix A hereto.**

**EXCLUDED: All persons holding job classifications as set forth in Appendix B hereto; managerial, supervisory, confidential, part-time and all other employees of the State of Iowa; and all other persons excluded by Section 4 of the Act.**

3. The description of the proposed bargaining unit is: **SEE ATTACHMENT B**

**INCLUDED: All Security and related employees of the State of Iowa, as set forth in Appendix A hereto.**

**EXCLUDED: All persons holding job classifications as set forth in Appendix B hereto; managerial, supervisory, confidential, part-time and all other employees of the State of Iowa; and all other persons excluded by Section 4 of the Act.**

4. The affected job classifications and the number of employees involved in each classification are:

<b>06340</b>	<b>Motor Vehicle Investigator</b>	<b>D.O.T.</b>
<b>06360</b>	<b>Motor Vehicle Officer I</b>	<b>D.O.T.</b>
<b>06361</b>	<b>Motor Vehicle Officer II</b>	<b>D.O.T.</b>

The following are not specifically included in the bargaining unit description, but are part of the bargaining unit:

<b>07512</b>	<b>Police Officer I</b>	<b>Regents/University</b>
<b>07513</b>	<b>Police Officer II</b>	<b>Regents/University</b>
<b>07514</b>	<b>Police Officer III</b>	<b>Regents/University</b>
<b>07521</b>	<b>Police Sergeant</b>	<b>Regents/University</b>

5. Petitioner is seeking an amendment of unit for the following reason(s):

**The Current Unit does not support Public Safety Bargaining.**

6. Is the bargaining unit sought to be amended currently a public safety unit or non-public safety unit? (See PERB subrules 1.6(12) and 1.6(13)).

**Non-public safety unit.**

7. If the amendment sought by this petition is granted, will the current public safety/non-public-safety status of the unit change?

**No.**

8. The name and address of the Public Employer is:

**State of Iowa, 1305 E. Walnut St. 3<sup>rd</sup> floor Des Moines IA, 50319**

9. The name, address, telephone number and email of the Public Employer's representative is:

**Paul Trombino, 1305 E. Walnut St. 3<sup>rd</sup> floor Des Moines IA, 50319**

**515-281-5360**

**[Paul.trombino@iowa.gov](mailto:Paul.trombino@iowa.gov)**

10. The name, address, telephone number and email of the Certified Employee Organization is:

**AFSCME Council 61, 4320 NW 2<sup>nd</sup> Ave Des Moines Ia. 50313**

**[dhoman@afscmeiowa.org](mailto:dhoman@afscmeiowa.org)**. 515-246-1517

11. The name, address, telephone number and email of the Certified Employee Organization's representative is:

**Danny Homan, 4320 NW 2<sup>nd</sup> Ave Des Moines IA, 50313**

**515-246-1517**

**[dhoman@afscmeiowa.org](mailto:dhoman@afscmeiowa.org)**

12. The names and addresses of other organizations which may claim to represent employees in the proposed bargaining unit (if none, so state):

**None**

Submitted by:

  
Signature

Danny J. Homan  
Printed Name

4320 N.W. 2<sup>nd</sup>  
Address

Des Moines, Ia 50313  
515-210-8936  
Phone Number

**ATTACHMENT A: CURRENT BARGAINING UNIT DESCRIPTION**

INCLUDED: All Security and related employees of the State of Iowa, as set forth in Appendix A hereto.

EXCLUDED: All persons holding job classifications as set forth in Appendix B hereto; managerial, supervisory, confidential, part-time and all other employees of the State of Iowa; and all other persons excluded by Section 4 of the Act.

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### Security Guard III

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00680	Surface Mine Inspector	Soil Conservation
00683	Track Car Technician A	D.O.T.
00684	Senior Track Inspector	D.O.T.
00685	Railroad Safety Investigator	D.O.T.
00686	Chief Railroad Safety Investigator	D.O.T.
02405	Health Inspector	Health
02425	Public Health Representative I	Health
05101	Weights & Measures Inspector	Agriculture
05102	Food and Sanitation Inspector	Agriculture
05103	Food Sanitation Survey Officer	Agriculture
05112	Dairy Products Inspector	Agriculture
05117	Livestock Inspector	Agriculture
05126	Meat Inspector	Agriculture
05127	Sr. Meat Inspector A	Agriculture
05140	Apiary Inspector	Agriculture
05144	Agricultural Products Inspector	Agriculture
05145	Pesticide Investigator A	Agriculture
05186	Dairy Trade Practices Investigator	Agriculture
05356	Recreational Safety Coordinator A	Conservation
05424	State Waters Aide	Conservation
06075	Training Facilities Supervisor	Law Enf. Academy
06340	Motor Vehicle Investigator	D.O.T.
06360	Motor Vehicle Officer I	D.O.T.
06361	Motor Vehicle Officer II	D.O.T.
06405	Correctional Officer I	Social Services
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06407	Correctional Escort	Social Services
06409	Correctional Officer III	Social Services
06440	Correctional Specialist	Social Services
06443	Jail Inspector	Social Services
06465	State Industries Technician I	Social Services
06466	State Industries Technician II	Social Services
06470	State Industries Supervisor	Social Services
06480	Mental Health Officer	Soc. Serv. (Woodward)
06490	Community Correctional Aide	Social Services
06491	Halfway House Worker	Social Services
07105	Guard	General
06401	Women's Corr. Officer	Social Services
07110	Security Guard I	General Services
07111	Security Guard II	General Services



07112	Military Security Guard	Adjutant General
07130	Airport Firefighter	Adjutant General
08430	Boiler Inspector	Labor

Non-Merit Classification

Security Guard	Public Instruction
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University Merit Classification

07581	Hospital Security Officer I
07801	Parking Enforcement Officer
07811	Parking Enf. Officer, Chief
08121	Plant Safety Patrolman
08131	Plant Safety Sergeant
08111	Safety Inspector
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07551	Security Detective
07571	Security-Lieutenant Detective
07511	Security-Patrolman
07561	Security-Sergeant Detective
07501	Security-Watchman

The following are not specifically included in the bargaining unit description, but are part of the bargaining unit:

<b>07512</b>	<b>Police Officer I</b>
<b>07513</b>	<b>Police Officer II</b>
<b>07514</b>	<b>Police Officer III</b>
<b>07521</b>	<b>Police Sergeant</b>



## **APPENDIX B**

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02420	Executive Secretary, Barbering	Health
02426	Public Health Representative II	Health
05220	Parks Supervisor	Conservation
05225	Assistant Parks Superintendent	Conservation
05230	Parks Superintendent	Conservation
06300	Drivers License Examiner	D.O.T.
06301	Sr. Drivers License Examiner	D.O.T.
06362	Motor Vehicle Officer II	D.O.T.
06363	Asst. Motor Vehicle Enf. Dir.	D.O.T.
06364	Vehicle Enforcement Director	D.O.T.
06365	Asst. Motor Vehicle Invest. Director	D.O.T.
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06415	Correctional Security Asst. Dir.	Social Services
06416	Correctional Security Director	Social Services
06492	Halfway House Director	Social Services
07125	Fairgrounds Security Chief	Fair Board
07131	Airport Firefighter Supervisor	Adjutant General
08435	Boiler Inspection Supervisor	Labor
05210	Park Ranger I	Conservation
05215	Park Ranger II	Conservation
05217	Park Ranger III	Conservation
 <u>University Merit Classification</u>		
07582	Hospital Security Officer II	
07531	Security – Lieutenant	
07521	Security - Sergeant	

**ATTACHMENT B: PROPOSED BARGAINING UNIT DESCRIPTION**

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## APPENDIX A

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## APPENDIX B

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06340	Motor Vehicle Investigator	D.O.T.
06360	Motor Vehicle Officer I	D.O.T.
06361	Motor Vehicle Officer II	D.O.T.

### University Merit Classification

07582	Hospital Security Officer II
07531	Security – Lieutenant
07521	Security – Sergeant
07512	Police Officer I
07513	Police Officer II
07514	Police Officer III
07521.	Police Sergeant

# **NOTICE TO EMPLOYEES**

## **FROM THE**

### **PUBLIC EMPLOYMENT RELATIONS BOARD**

### **(PERB)**

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It is possible that some of you may have an interest in the outcome of the unit determinations which may be made as a result of this Petition. For this reason, PERB has directed that this Notice be posted to inform you of your rights under the Public Employment Relations Act.

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EMPLOYEES  
HAVE  
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STATE LAW***

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Any questions should be directed to:

**Public Employment Relations Board**  
510 East 12th Street • Suite 1B  
Des Moines IA 50319-0203  
515/281-4414

Any interested party may intervene in this proceeding by written request to PERB at the above address.

Dated 9/3/2020

STATE OF IOWA  
BEFORE THE PUBLIC EMPLOYMENT RELATIONS BOARD

IN THE MATTER OF:	)	
STATE OF IOWA,	)	
Public Employer	)	
and	)	CASE NO. 102457
AFSCME IOWA COUNCIL 61,	)	
Certified Employee	)	
Organization/Petitioner.	)	

AMENDED PUBLIC NOTICE OF PROPOSED DECISION

YOU ARE HEREBY NOTIFIED that the Public Employment Relations Board (Board or PERB) has given tentative approval to an agreement between the parties named above which affects the security bargaining unit of employees of the State of Iowa which is represented by AFSCME Iowa Council 61. The parties' agreement, and the Board's proposed decision, is to **exclude** the following classifications from the security bargaining unit:

Motor Vehicle Officer, Motor Vehicle Sergeant, Motor Vehicle Investigator, Police Officer I, Police Officer II, Police Officer III, Police Sergeant, and Community Outreach Specialist.

Persons desiring further information may contact the parties named below or PERB. Persons having objections to the proposed decision must file the objection(s) in writing with PERB using PERB's electronic document management system (EDMS) **not later than September 14, 2020**. You may contact PERB for assistance in using EDMS. Objecting parties must identify themselves, provide a mailing address, telephone number, and email address and set out specific grounds for their objection(s). If no objections are filed, the Board shall finalize its proposed decision.



EMPLOYER'S REPRESENTATIVE

Nathan Reckman  
State of Iowa  
Hoover Bldg., 3<sup>rd</sup> FL  
1305 East Walnut ST  
Des Moines, IA 50309  
515-901-3341  
[nathan.reckman@iowa.gov](mailto:nathan.reckman@iowa.gov)

CERTIFIED ORGANIZATION'S  
REPRESENTATIVE

Danny Homan  
AFSCME Iowa Council 61  
4320 NW Second Avenue  
Des Moines, IA 50313  
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PUBLIC EMPLOYMENT RELATIONS BOARD  
510 EAST 12TH STREET, SUITE 1B  
DES MOINES, IA 50319  
515-281-4414

**STATE OF IOWA  
BEFORE THE PUBLIC EMPLOYMENT RELATIONS BOARD**

IN THE MATTER OF:

AFSCME IOWA COUNCIL 61,  
Petitioner,

and

STATE OF IOWA,  
Respondent.

Case No. 102457

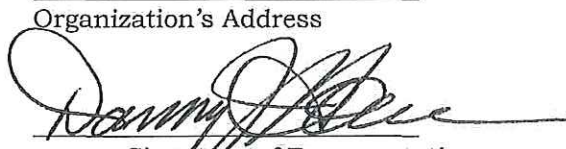
STIPULATION OF  
BARGAINING UNIT  
AS AMENDED

Pursuant to a Petition for Amendment of Bargaining Unit filed by AFSCME Iowa Council 61 and subject to approval of the Public Employment Relations Board, the undersigned parties agree that the following job classifications are excluded from the bargaining unit: Motor Vehicle Officer, Motor Vehicle Sergeant, Motor Vehicle Investigator, Police Officer I, Police Officer II, Police Officer III, Police Sergeant, and Community Outreach Specialist.

State of Iowa  
Name of Public Employer  
Hoover Bldg., 3rd Floor  
1305 E. Walnut St.  
Des Moines, IA 50319  
Employer's Address

By:   
Signature of Representative

AFSCME Iowa Council 61  
Name of Employee Organization  
4320 NW Second Avenue  
Des Moines, Iowa 50313

Organization's Address  
  
Signature of Representative

Hoover Bldg., 3rd Floor  
1305 E. Walnut St.  
Des Moines, IA 50319  
Representative's Address

515.901.3341  
Representative's Phone

nathan.reckman@iowa.gov  
Representative's E-mail

9/3/20  
(Date)

4320 NW Second Avenue  
Des Moines, Iowa 50313  
Representative's Address

515-210-8936  
Representative's Phone

dhoman@afscmeiowa.org  
Representative's E-mail

9/3/2020  
(Date)

STATE OF IOWA  
BEFORE THE PUBLIC EMPLOYMENT RELATIONS BOARD

IN THE MATTER OF:

STATE OF IOWA,  
Public Employer,

and

AFSCME IOWA COUNCIL 61,  
Certified Employee Organization/  
Petitioner.

CASE NO. 102457

AMENDMENT OF BARGAINING UNIT AND CERTIFICATION

Upon a petition for amendment of bargaining unit duly filed pursuant to Iowa Code section 20.13 and PERB rule 621—4.6(20), the parties filed with the Board a stipulation of bargaining unit as amended which excluded Motor Vehicle Officer, Motor Vehicle Sergeant, Motor Vehicle Investigator, Police Officer I, Police Officer II, Police Officer III, Police Sergeant and Community Outreach Specialist. This agreement was tentatively approved by the Board. A public notice of the Board's proposed decision to amend the bargaining unit in accordance with the parties' stipulation was posted in conformance with PERB's rules, and no objections to the proposed decision were filed.

IT IS THEREFORE ORDERED that the bargaining unit of employees of the State of Iowa initially determined in PERB Case No. 294, and amended in PERB Case No. 3507 is amended to read as follows:

INCLUDED: All Security and related employees of the State of Iowa, as set forth in Appendix A hereto.

EXCLUDED: All persons holding job classifications as set forth in Appendix B hereto; managerial, supervisory, confidential, part-time and all other employees of the State of Iowa; and all other persons excluded by section 4 of the Act.

Dated at Des Moines, Iowa, this 15th day of September, 2020.

PUBLIC EMPLOYMENT RELATIONS BOARD

By:



Erik M. Helland, Board Member

## APPENDIX A

### Security Guard III

<u>Code No.</u>	<u>State Merit Classification</u>	<u>Department</u>
00480	Grain Dealer Investigator	Commerce
00482	Warehouse Examiner	Commerce
00660	Field Safety Technician	Labor
00665	Labor Safety Educator	Labor
00675	Elevator Inspector	Labor
00679	Mines & Minerals Reclamation Officer A	Soil Conservation
00680	Surface Mine Inspector	Soil Conservation
00683	Track Car Technician A	D.O.T.
00684	Senior Track Inspector	D.O.T.
00685	Railroad Safety Investigator	D.O.T.
00686	Chief Railroad Safety Investigator	D.O.T.
02405	Health Inspector	Health
02425	Public Health Representative I	Health
05101	Weights & Measures Inspector	Agriculture
05102	Food and Sanitation Inspector	Agriculture
05103	Food Sanitation Survey Officer	Agriculture
05112	Dairy Products Inspector	Agriculture
05117	Livestock Inspector	Agriculture
05126	Meat Inspector	Agriculture
05127	Sr. Meat Inspector A	Agriculture
05140	Apiary Inspector	Agriculture
05144	Agricultural Products Inspector	Agriculture
05145	Pesticide Investigator A	Agriculture
05186	Dairy Trade Practices Investigator	Agriculture
05356	Recreational Safety Coordinator A	Conservation
05424	State Waters Aide	Conservation
06075	Training Facilities Supervisor	Law Enf. Academy
06405	Correctional Officer I	Social Services
06406	Correctional Officer II	Social Services
06407	Correctional Escort	Social Services
06409	Correctional Officer III	Social Services
06440	Correctional Specialist	Social Services
06443	Jail Inspector	Social Services
06465	State Industries Technician I	Social Services
06466	State Industries Technician II	Social Services
06470	State Industries Supervisor	Social Services
06480	Mental Health Officer	Soc. Serv. (Woodward)
06490	Community Correctional Aide	Social Services
06491	Halfway House Worker	Social Services
07105	Guard	General
06401	Women's Corr. Officer	Social Services
07110	Security Guard I	General Services
07111	Security Guard II	General Services
07112	Military Security Guard	Adjutant General
07130	Airport Firefighter	Adjutant General
08430	Boiler Inspector	Labor

Non-Merit Classification

Security Guard

Public  
Instruction

University Merit Classification

07581	Hospital Security Officer I
07801	Parking Enforcement Officer
07811	Parking Enf. Officer, Chief
08121	Plant Safety Patrolman
08131	Plant Safety Sergeant
08111	Safety Inspector
07491	Security-Auxiliary Officer
07551	Security Detective
07571	Security-Lieutenant Detective
07511	Security-Patrolman
07561	Security-Sergeant Detective
07501	Security-Watchman

## APPENDIX B

<u>Code</u> <u>No.</u>	<u>State Merit Classification</u>	<u>Department</u>
00484	Asst. Dir. of Warehouse & Gr. Dealer Inv.	Commerce
00486	Dir., Warehouse & Grain Dealer Inv.	Commerce
00676	Elevator Inspection Supervisor	Labor
02410	Executive Secretary, Cosmetology	Health
02420	Executive Secretary, Barbering	Health
02426	Public Health Representative II	Health
05220	Parks Supervisor	Conservation
05225	Assistant Parks Superintendent	Conservation
05230	Parks Superintendent	Conservation
06300	Drivers License Examiner	D.O.T.
06301	Sr. Drivers License Examiner	D.O.T.
06362	Motor Vehicle Officer II	D.O.T.
06363	Asst. Motor Vehicle Enf. Dir.	D.O.T.
06364	Vehicle Enforcement Director	D.O.T.
06365	Asst. Motor Vehicle Invest. Director	D.O.T.
06402	Correctional Supervisor I	Social Services
06410	Correctional Supervisor II	Social Services
06411	Correctional Supervisor III	Social Services
06415	Correctional Security Asst. Dir.	Social Services
06416	Correctional Security Director	Social Services
06492	Halfway House Director	Social Services
07125	Fairgrounds Security Chief	Fair Board
07131	Airport Firefighter Supervisor	Adjutant General
08435	Boiler Inspection Supervisor	Labor
05210	Park Ranger I	Conservation
05215	Park Ranger II	Conservation
05217	Park Ranger III	Conservation
06340	Motor Vehicle Investigator	D.O.T.
06360	Motor Vehicle Officer	D.O.T.
06361	Motor Vehicle Sergeant	D.O.T.

### University Merit Classification

07582	Hospital Security Officer II
07531	Security - Lieutenant
07521	Security - Sergeant
07512	Police Officer I
07513	Police Officer II
07514	Police Officer III
07521	Police Sergeant
07541	Community Outreach Specialist



STATE OF IOWA  
BEFORE THE PUBLIC EMPLOYMENT RELATIONS BOARD

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IN THE MATTER OF:

STATE OF IOWA,  
Public Employer,

and

AFSCME IOWA COUNCIL 61,  
Employee Organization/Petitioner.

---

CASE NO. 102467

DECISION AND ORDER

Upon a petition duly filed under Iowa Code sections 20.13 and 20.14, the parties waived hearing and filed with the Public Employment Relations Board (Board or PERB) a stipulation of bargaining unit. Said stipulation was tentatively approved by the Board and a public notice of the Board's proposed decision was posted in conformance with PERB rules. No objections to the proposed decision were filed during the time specified in the public notice.

Accordingly, as stipulated by the parties, the Board finds that the State of Iowa is a public employer within the meaning of Iowa Code section 20.3(10), that AFSCME Iowa Council 61, is an employee organization within the meaning of Iowa Code section 20.3(4), and that the following grouping of employees of the State of Iowa constitutes a unit appropriate for purposes of collective bargaining within the meaning of Iowa Code section 20.13(2):

INCLUDED: All full and part-time Public Safety and related employees of the State of Iowa, as set forth hereto; Motor Vehicle Investigator, Motor Vehicle Officer, Motor Vehicle Sergeant, Police Officer I, Police Officer II, Police Officer III, Police Sergeant and Community Outreach Specialist.

EXCLUDED: All non-Public Safety employees of the State of Iowa and all others excluded by the Act.

In view of the pendency of the certification petition filed pursuant to Iowa Code section 20.14, and the Board having determined that the showing of employee interest submitted by the Petitioner fulfills the requirements of the statute:

IT IS HEREBY ORDERED that an employee representative certification election by mail ballot be conducted under the supervision and direction of the Public Employment Relations Board, at a time to be determined by the Board. Eligible to vote are all employees in the above-described bargaining unit who were employed during the payroll period immediately preceding the date below and who are also employed in the bargaining unit on the date of the election.

IT IS FURTHER ORDERED that the Public Employer e-mail to PERB, within seven days, an alphabetical list of the names, home addresses, e-mail addresses (if known) and job classifications of all eligible voters in the unit described above.

IT IS FURTHER ORDERED that the Employee Organization shall, within seven days of PERB's filing of the list of eligible voters, pay the election fee required by Iowa Code section 20.6(7), calculated pursuant to PERB subrule

621—5.1(2)(d), by check payable to the Public Employment Relations Board.

DATED at Des Moines, Iowa, this 12th day of October, 2020.

PUBLIC EMPLOYMENT RELATIONS BOARD

By:   
Mary Gannon, Board Member

Electronically filed.  
Parties served via eFlex.

# NOTICE OF CERTIFICATION ELECTION BY MAIL BALLOT

The Public Employment Relations Board (PERB) has ordered that an election be conducted to determine whether AFSCME Iowa Council 61 will be certified as the exclusive collective bargaining representative for the employees of the State of Iowa in the voting unit described below. It has been determined that this election will be conducted by mail ballot.

## VOTING UNIT

**Those eligible to vote are:** All full and part-time Public Safety and related employees of the State of Iowa, as set forth hereto; Motor Vehicle Investigator, Motor Vehicle Officer, Motor Vehicle Sergeant, Police Officer I, Police Officer II, Police Officer III, Police Sergeant and Community Outreach Specialist of the State of Iowa, who were so employed during the payroll period immediately preceding October 12, 2020, and who are also so employed on November 13, 2020.

## VOTING SCHEDULE

PERB will conduct the certification election for the voting unit by mail ballot. The schedule for this mail-ballot election is as follows:

October 26, 2020

PERB will mail ballots and voting instructions to the residences of eligible voters.

November 13, 2020  
3:00 p.m.

Voted ballots must be received by PERB no later than this date and time in order to be counted. A PERB election agent will then count the voted ballots and tally the results at PERB's offices.

**IF YOU BELIEVE YOU ARE ELIGIBLE TO VOTE IN THIS ELECTION, BUT HAVE NOT RECEIVED A BALLOT AND VOTING INSTRUCTIONS BY NOVEMBER 2, 2020, YOU SHOULD IMMEDIATELY CONTACT PERB AT (515) 281-4414.**

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

A SAMPLE BALLOT IS SHOWN ON THE NEXT PAGE.

Public Employment Relations Board

**OFFICIAL SECRET BALLOT**

For Certain Employees of  
State of Iowa

DO YOU WISH TO BE REPRESENTED FOR PURPOSES OF COLLECTIVE  
BARGAINING BY THE

**AFSCME Iowa Council 61**

Mark an "X" in the square of your choice.

**YES**

☐

**NO**

☐

**DO NOT SIGN THIS BALLOT.**



**STATE OF IOWA**  
**PUBLIC EMPLOYMENT RELATIONS BOARD**

Mary T. Gannon, Member  
Erik Helland, Member

November 13, 2020

Nathan Reckman  
State of Iowa  
Hoover Building 3<sup>rd</sup> Floor  
1305 East Walnut Street  
Des Moines, Iowa 50309

RE: Case No. 102467 – State of Iowa/AFSCME Iowa Council 61

Dear Nathan:

I am filing the tally of ballots in this election. Copies of the tally must be promptly posted in conspicuous places customarily used for the posting of information to the affected employees, including at a minimum, all locations where the notice of election was posted. Additionally, if the employer typically distributes the information in another matter, such as by email or paper copies, the same must be done in this instance.

The posting should continue until November 24, 2020. The employer should produce a sufficient number of copies to accomplish the required posting.

Thank you for your assistance and prompt attention to the aforementioned posting. If you have any questions, please do not hesitate to contact me

Sincerely,

*Susan M. Bolte*  
Susan M. Bolte  
Administrative Law Judge

Electronically filed.  
Parties served via eFlex.

STATE OF IOWA  
PUBLIC EMPLOYMENT RELATIONS BOARD

Electronically Filed  
2020-11-13 16:04:40  
PERB  
102467

IN THE MATTER OF:

STATE OF IOWA,  
Public Employer,

and

AFSCME IOWA COUNCIL 61,  
Petitioner.

TALLY OF BALLOTS

Case No. 102467

Date Issued 11/13/2020

Election Type UD/RC

The undersigned, as agent of the Board, hereby certifies that the results of the tabulation of ballots cast in the election held herein were as follows:

1. Total number of employees in the bargaining unit 156
2. Majority based on number of employees in bargaining unit 79
3. Votes cast for Employee Organization (Yes) 136
4. Votes cast for no employee organization (No) Ø
5. Void ballots 2
6. Unresolved Challenged Ballots Ø
7. Maximum possible votes cast for Employee Organization  
[Valid votes for Employee Organization  
plus unresolved challenged ballots  
(Sum of lines 3 and 6)] 136

8. Check one:

- ☒ a. A majority of the employees in the bargaining unit HAVE voted for AFSCME Iowa Council 61 as their exclusive bargaining representative.
- ☐ b. A majority of the employees in the bargaining unit HAVE NOT voted for AFSCME Iowa Council 61 as their exclusive bargaining representative.
- ☐ c. Challenges are sufficient in number to affect the results of the election (line 3 is less than line 2, but line 7 is equal to or greater than line 2).

FOR THE BOARD

Susan M. Bolte  
Susan M. Bolte, Administrative Law Judge