

Chapter ERC 5

ARBITRATION OF PRIVATE SECTOR GRIEVANCE DISPUTES

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Note: Chapter ERB 5 was renumbered chapter ERC 5 under s. 13.93 (2m) (b) 1., Stats., Register, December, 1994, No. 468. Chapter ERC 5 as it existed on June 30, 2006, was repealed and a new chapter ERC 5 was created, Register June 2006 No. 606, effective July 1, 2006.

ERC 5.01 Scope. This chapter governs the general procedure relating to grievance arbitration proceedings and designation of grievance arbitrators under s. 111.10, Stats.

History: CR 02–037: cr. Register June 2006 No. 606, eff. 7–1–06.

ERC 5.02 Policy. To promote the prompt, peaceful and just settlement of labor disputes arising from the interpretation or application of a collective bargaining agreement affecting terms and conditions of private sector employment in Wisconsin, the commission offers various grievance arbitration services involving designation of grievance arbitrators who are either employed by the commission or who are on the commission’s ad hoc roster of arbitrators and fact–finders not employed by the commission.

History: CR 02–037: cr. Register June 2006 No. 606, eff. 7–1–06.

ERC 5.03 Request for commission–employed arbitrator. A request that the commission provide the services of a commission–employed arbitrator may be filed by the exclusive representative, the employer or anyone authorized by a collective bargaining agreement to submit disputes to grievance arbitration. Practice and procedure regarding filing a request for services of a commission–employed arbitrator shall be as set forth in s. ERC 16.03.

History: CR 02–037: cr. Register June 2006 No. 606, eff. 7–1–06; CR 10–019: am. Register June 2010 No. 654, eff. 7–1–10.

ERC 5.04 Commission action on request for commission–employed arbitrator. Practice and procedure for commission action on a request for services of a commission–employed arbitrator shall be as set forth in s. ERC 16.04.

History: CR 02–037: cr. Register June 2006 No. 606, eff. 7–1–06; CR 10–019: am. Register June 2010 No. 654, eff. 7–1–10.

ERC 5.05 Proceedings before commission–employed arbitrator. Practice and procedure for proceedings before a commission–employed arbitrator shall be as set forth in s. ERC 16.05.

History: CR 02–037: cr. Register June 2006 No. 606, eff. 7–1–06; CR 10–019: am. Register June 2010 No. 654, eff. 7–1–10.

ERC 5.06 Request for ad hoc arbitrator not employed by the commission. A request that the commission provide the parties with a list of one or more ad hoc arbitrators, not employed by the commission to provide grievance arbitration services may be filed by the exclusive representative, the employer or anyone authorized by a collective bargaining agreement to submit disputes to grievance arbitration. Practice and procedure regarding filing a request for services of an ad hoc arbitrator, not employed by the commission, shall be as set forth in s. ERC 16.06.

History: CR 02–037: cr. Register June 2006 No. 606, eff. 7–1–06; CR 10–019: am. Register June 2010 No. 654, eff. 7–1–10.

ERC 5.07 Commission action on request for ad hoc arbitrator. Practice and procedure for commission action on a request for services of an ad hoc arbitrator shall be as set forth in s. ERC 16.07.

History: CR 02–037: cr. Register June 2006 No. 606, eff. 7–1–06; CR 10–019: am. Register June 2010 No. 654, eff. 7–1–10.

ERC 5.08 Proceedings before ad hoc arbitrator. Practice and procedure for proceedings before an ad hoc arbitrator shall be as set forth in s. ERC 16.08.

History: CR 02–037: cr. Register June 2006 No. 606, eff. 7–1–06; CR 10–019: am. Register June 2010 No. 654, eff. 7–1–10.

ERC 5.09 Ad hoc arbitrator’s award and report. Practice and procedure regarding an ad hoc arbitrator’s award and report shall be as set forth in s. ERC 16.09.

History: CR 02–037: cr. Register June 2006 No. 606, eff. 7–1–06; CR 10–019: am. Register June 2010 No. 654, eff. 7–1–10.