

Chapter ERC 60

GENERAL UW SYSTEM FACULTY AND ACADEMIC STAFF PROVISIONS

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ERC 60.01 Purpose and interpretation. Chapters ERC 40, 50 and 60 to 68 govern the conduct of all proceedings involving UW System faculty and academic staff employment relations before the Wisconsin Employment Relations Commission. As used in chs. ERC 40, 50 and 60 to 68, "University of Wisconsin System Faculty and Academic Staff Labor Relations Act" means subch. VI of ch. 111, Stats. Chapters ERC 60 to 68 shall be interpreted to serve the purposes and provisions of the University of Wisconsin System Faculty and Academic Staff Labor Relations Act, as shall chs. ERC 40 and 50 in connection with UW faculty and academic staff sector employment. Nothing in chs. ERC 40, 50, or 60 to 68 shall be construed to prevent the commission or persons employed or designated by the commission from using best efforts to adjust any dispute arising between employees and employers. The commission or examiner may waive requirements of chs. ERC 40, 50 or 60 to 68 to serve the purposes and provisions of the University of Wisconsin System Faculty and Academic Staff Labor Relations Act, unless a party shows that it would be prejudiced by the waiver.

History: CR 10-019; cr. Register June 2010 No. 654, eff. 7-1-10.

ERC 60.02 Chapters. Chapters ERC 40, 50 and 60 to 68 contain special rules applicable to the type of proceeding described in the caption of the chapter. Chapter ERC 60 contains general rules applicable to all types of proceedings in UW faculty and academic staff employment relations and shall be read in conjunction with the chapter governing the particular proceeding.

History: CR 10-019; cr. Register June 2010 No. 654, eff. 7-1-10.

ERC 60.03 Resolution of conflicts. In any conflict between a general rule in ch. ERC 60 and a specific provision in chs. ERC 40, 50 or 61 to 68, the specific provision shall govern.

History: CR 10-019; cr. Register June 2010 No. 654, eff. 7-1-10.

ERC 60.04 Definitions. Words or phrases used in this chapter which are defined in s. 111.96, Stats., have the meaning as given in s. 111.96, Stats.

History: CR 10-019; cr. Register June 2010 No. 654, eff. 7-1-10.

ERC 60.05 Transfer, consolidation and severance of proceedings. Whenever the commission finds it necessary, in order to serve the purposes of the University of Wisconsin System Faculty and Academic Staff Labor Relations Act, or to avoid unnecessary costs or delay, it may transfer any proceeding before an examiner to another examiner or to the commission. Proceedings under more than one subsection of the University of Wisconsin System Faculty and Academic Staff Labor Relations Act may be combined or severed.

History: CR 10-019; cr. Register June 2010 No. 654, eff. 7-1-10.

ERC 60.06 Filing with the commission or with commission personnel. Practice and procedure regarding filing documents with the commission or with commission personnel shall be as set forth in s. ERC 10.06.

History: CR 10-019; cr. Register June 2010 No. 654, eff. 7-1-10.

ERC 60.07 Service on a party or representative. Practice and procedure for service on a party or representative shall be as set forth in s. ERC 10.07.

History: CR 10-019; cr. Register June 2010 No. 654, eff. 7-1-10.

ERC 60.08 Fee schedule. (1) COMPLAINTS. For a complaint alleging that an unfair labor practice has been committed under s. 111.991, Stats., the complaining party or parties shall pay the commission a filing fee as set forth in s. ERC 10.08 (1).

(2) GRIEVANCE ARBITRATION. For a request that the commission or its staff act as a grievance arbitrator under s. 111.993, Stats., the parties to the dispute shall each pay the commission a filing fee as set forth in s. ERC 10.08 (2).

(3) MEDIATION. For a request that the commission or its staff act as a mediator under s. 111.994, Stats., the parties to the dispute shall each pay the commission a filing fee as set forth in s. ERC 10.08 (3).

(4) FACT-FINDING. For a request that the commission initiate fact-finding under s. 111.995, Stats., the parties to the dispute shall each pay the commission a filing fee as set forth in s. ERC 10.08 (4), except that if the parties have previously paid a mediation filing fee for the same dispute under sub. (3), no fee shall be paid for the fact-finding.

(5) TRANSCRIPTS. Any party requesting the commission to provide a transcript of a commission proceeding shall pay a fee as set forth in s. ERC 10.08 (6).

History: CR 10-019; cr. Register June 2010 No. 654, eff. 7-1-10.

ERC 60.09 Computation of time. Computation of any period of time prescribed by or allowed by chs. ERC 40, 50 or 60 to 68, or by order of the commission or individual conducting the proceeding, shall be as set forth in s. ERC 10.09.

History: CR 10-019; cr. Register June 2010 No. 654, eff. 7-1-10.

ERC 60.10 Forms. Lists and copies of commission forms may be obtained from the commission's Madison office or the agency website.

Note: The address of the commission's website is <http://werc.wi.gov>

Note: For the commission's Madison office, the mailing address is PO Box 7870, Madison WI 53707-7870 and the physical address is 1457 East Washington Avenue, Madison, WI 53703.

History: CR 10-019; cr. Register June 2010 No. 654, eff. 7-1-10.