

Kansas Administrative Regulations

Agricultural Labor Relations Board

Article 2.—Procedure

12-2-8. Procedure following filing of petitions.

a. Petition; amendment or withdrawal— Any petition may be amended, in whole or in part, or withdrawn by the petitioner at any time prior to the filing of an answer by any interested party. A petition may be amended or withdrawn by the petitioner after the filing of an answer by any party or after the board has acted thereon, only with the approval of the board and upon such conditions as the board may deem proper and just.

b. Answers—Each party shall file an answer to the petition within seven days after receipt thereof. The board may extend the time for filing an answer upon showing of good cause. Failure to answer within seven days shall be deemed as an admission by said party to all allegations in the petition.

c. Investigation—Subsequent to the filing of a petition, the board shall direct an investigation of all questions concerning representation, including, if applicable, whether the proof of interest requirement, as set forth in the above rules, has been met, whether more than one employee organization seeks to represent some or all of the employees in the allegedly appropriate unit, and whether there is agreement among the parties as to the appropriateness of the alleged unit.

d. Hearings—The board may conduct a hearing, pursuant to K.S.A. 44-823(c), in which event it or its agent shall prepare and cause to be served upon the parties a notice of hearing before the board or its agent at a time and place fixed therein. A copy of the petition shall be served within the notice of hearing.

(Authorized by K.S.A. 44-823, K.S.A. 1977 Supp. 44-820(d); effective May 1, 1978.)

***** Authenticated Kansas Administrative Regulation *****