

Kansas Administrative Regulations

Department of Labor

Article 6.—Collective Bargaining Unit; Selection

49-6-3. Referendum for decertification election.

If a collective bargaining unit has been established by election procedure or has been established prior to the effective date of this act and it is the desire of said unit to change its designation of a union representative for such collective bargaining unit or to disband the collective bargaining unit, any employee, labor organization, or the agent of either of them may petition the commissioner to hold such an election. The petition shall be similar in form to the petition for determination of a collective bargaining unit and shall be prepared on a form furnished by the commissioner and submitted in quintuplicate (5) and filed with the commissioner. Said petition must show a thirty percent (30%) interest in the members of the collective bargaining unit and may be evidenced by authorization cards, membership cards, or by petition form. It is suggested by the commissioner that these petitions should be presented within thirty (30) days prior to the expiration period or renegotiation date of the existing contract between the present union representative of the collective bargaining unit and the employer.

If it appears to the commissioner that the petition presents a question relative to the designation of a new representative of the collective bargaining unit or the disbandment of the collective bargaining unit, the commissioner will thereupon hold and conduct an election by secret ballot in accordance with rules and regulations hereinafter set out.

(Authorized by K.S.A. 44-816; effective Jan. 1, 1966.)

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