

- (C) (1) ALL ELECTIONS SHALL BE CONDUCTED BY SECRET BALLOT.
- (2) THE BOARD SHALL PLACE THE FOLLOWING CHOICES ON THE BALLOT:
 - (I) THE NAME OF THE EXCLUSIVE REPRESENTATIVE, IF ANY;
 - (II) THE NAME OF THE EMPLOYEE ORGANIZATION DESIGNATED IN THE PETITION FILED UNDER § 3-402 OF THIS SUBTITLE WITH RESPECT TO AN APPROPRIATE BARGAINING UNIT;
 - (III) THE NAME OF EACH EMPLOYEE ORGANIZATION DESIGNATED IN A PETITION FILED WITH THE BOARD, WITHIN 15 DAYS OF NOTICE OF THE PENDING ELECTION PETITION, THAT INCLUDES THE SIGNATURES OF AT LEAST 10% OF THE EMPLOYEES IN THE APPROPRIATE BARGAINING UNIT; AND
 - (IV) A PROVISION FOR "NO EXCLUSIVE REPRESENTATIVE".
- (D) IF NONE OF THE CHOICES ON A BALLOT RECEIVES A MAJORITY OF THE VOTES CAST IN AN ELECTION, THE BOARD SHALL CONDUCT A RUNOFF ELECTION BETWEEN THE CHOICES THAT RECEIVED THE TWO HIGHEST NUMBER OF VOTES IN THE ELECTION.

3-406.

(A) THE BOARD SHALL CERTIFY AS EXCLUSIVE REPRESENTATIVE THE EMPLOYEE ORGANIZATION RECEIVING THE VOTES IN AN ELECTION FROM A MAJORITY OF THE EMPLOYEES VOTING IN THE ELECTION.

(B) WITHOUT CONDUCTING AN ELECTION, THE BOARD SHALL CERTIFY AS EXCLUSIVE REPRESENTATIVE THE EMPLOYEE ORGANIZATION DESIGNATED IN THE PETITION FILED UNDER § 3-402 OF THIS SUBTITLE, IF:

(1) THAT ORGANIZATION IS THE ONLY EMPLOYEE ORGANIZATION THAT WOULD BE NAMED ON A BALLOT IN AN ELECTION; AND

(2) THE ORGANIZATION FILES WITH THE BOARD A CERTIFICATION THAT A MAJORITY OF THE EMPLOYEES IN THE BARGAINING UNIT WANT TO BE REPRESENTED BY THAT ORGANIZATION.

(C) AFTER NOTICE AND AN OPPORTUNITY FOR A HEARING, THE BOARD MAY DENY OR REVOKE CERTIFICATION AS EXCLUSIVE REPRESENTATIVE OF AN EMPLOYEE ORGANIZATION FOR WILLFUL FAILURE TO COMPLY WITH:

(1) THIS TITLE; OR

(2) THE GOVERNING DOCUMENTS OF THE ORGANIZATION.

3-407.

AN EMPLOYEE ORGANIZATION CERTIFIED AS THE EXCLUSIVE REPRESENTATIVE SHALL: