

~~2-595.~~

~~(A) IF, AFTER A REASONABLE PERIOD OF MEDIATION, NO AGREEMENT HAS BEEN REACHED OR THE PARTIES ARE AT AN IMPASSE, EITHER PARTY OR BOTH PARTIES MAY PETITION THE BOARD TO INITIATE FACT FINDING.~~

~~(B) (1) ON RECEIPT OF A PETITION FROM THE PARTIES OR ON ITS OWN MOTION, THE BOARD MAY:~~

~~(I) FIND THAT AN IMPASSE EXISTS;~~

~~(II) DEFINE THE AREA OR AREAS OF DISPUTE;~~

~~(III) ORDER THAT FACT FINDING BEGIN; AND~~

~~(IV) NOTIFY THE PARTIES THAT, WITHIN 5 DAYS AFTER RECEIVING THE ORDER, THE PARTIES SHALL SELECT THE FOLLOWING THREE FACT FINDERS FROM THE LIST OF CERTIFIED FACT FINDERS PROVIDED BY THE BOARD:~~

~~1. EACH PARTY SHALL SELECT ONE FACT FINDER; AND~~

~~2. THE PARTIES JOINTLY SHALL SELECT THE THIRD FACT FINDER.~~

~~(2) IF, WITHIN 5 DAYS AFTER RECEIVING THE ORDER, THE PARTIES FAIL TO AGREE ON A FACT FINDER AS DIRECTED, THE BOARD SHALL DESIGNATE THE FACT FINDER FROM THE LIST.~~

~~(3) THE FACT FINDER WHO IS JOINTLY SELECTED BY THE PARTIES OR DESIGNATED BY THE BOARD SHALL BE CHAIRMAN OF THE PANEL.~~

~~(C) (1) AT A HEARING, EACH PARTY SHALL SUBMIT TO THE PANEL A POSITION ON EACH ISSUE IN DISPUTE.~~

~~(2) (I) AFTER CONDUCTING HEARINGS, THE FACT FINDING PANEL SHALL MAKE WRITTEN FINDINGS OF FACT AND RECOMMENDATIONS FOR RESOLUTION OF THE IMPASSE.~~

~~(II) AS TO EACH ISSUE, THE PANEL MAY RECOMMEND ONLY THE LAST POSITION ADVOCATED BY EITHER ONE OF THE PARTIES AND MAY NOT RECOMMEND ANY OTHER POSITION AS A COMPROMISE.~~

~~(3) NOT LATER THAN 30 DAYS AFTER THE PANEL IS APPOINTED, THE PANEL SHALL SEND FINDINGS TO THE PARTIES AND SEND A COPY TO THE BOARD.~~

~~(4) THE FACT FINDING PANEL SHALL BASE ITS FINDINGS AND RECOMMENDATIONS ON THE FOLLOWING FACTORS:~~

~~(I) PAST COLLECTIVE BARGAINING CONTRACTS BETWEEN THE PARTIES INCLUDING THE BARGAINING HISTORY THAT LED TO THOSE CONTRACTS;~~

~~(II) STIPULATIONS OF THE PARTIES;~~

~~(III) THE INTERESTS AND WELFARE OF THE PUBLIC;~~