

(III) A PROVISION FOR "NO REPRESENTATION".

(4) (I) IN ANY ELECTION WHERE NONE OF THE CHOICES ON THE BALLOT RECEIVES A MAJORITY OF THE VOTES CAST, A RUNOFF ELECTION SHALL BE CONDUCTED, WITH THE BALLOT PROVIDING FOR A SELECTION BETWEEN THE TWO CHOICES RECEIVING THE HIGHEST NUMBER OF BALLOTS CAST IN THE ELECTION.

(II) AN EMPLOYEE ORGANIZATION RECEIVING A MAJORITY OF VOTES CAST IN AN ELECTION SHALL BE CERTIFIED BY THE COMMISSIONER AS THE EXCLUSIVE REPRESENTATIVE FOR COLLECTIVE BARGAINING PURPOSES.

(III) AN EMPLOYEE ORGANIZATION MAY BE CERTIFIED AS AN EXCLUSIVE REPRESENTATIVE ONLY AS PROVIDED UNDER THIS SECTION.

(5) THE ELECTION OF AN EXCLUSIVE REPRESENTATIVE SHALL BE CONDUCTED BY:

(I) SECRET BALLOT; AND

(II) THE COMMISSIONER OR THE COMMISSIONER'S DESIGNEE.

(6) THE ELECTION OF AN EXCLUSIVE REPRESENTATIVE MAY NOT BE CONDUCTED IN ANY UNIT IN WHICH A VALID ELECTION HAS BEEN HELD WITHIN THE PRECEDING 2 YEARS.

~~(E) (1) EXCEPT FOR A BARGAINING UNIT FOR WHICH EMPLOYEES ARE CERTIFIED UNDER THIS LAW TO BE REPRESENTED BY ANOTHER EXCLUSIVE REPRESENTATIVE, AN EMPLOYEE ORGANIZATION MAY REQUEST RECOGNITION AS THE EXCLUSIVE REPRESENTATIVE FOR A BARGAINING UNIT FOR WHICH THE EMPLOYEE ORGANIZATION CLAIMS MAJORITY STATUS.~~

~~(2) THE COMMISSIONER SHALL REVIEW ANY EMPLOYEES' AUTHORIZATION CARDS OR MEMBERSHIP INFORMATION WHICH THE EXCLUSIVE REPRESENTATIVE SUBMITS IN SUPPORT OF ITS CLAIM TO REPRESENT A MAJORITY OF THE EMPLOYEES THEN WORKING IN THE BARGAINING UNIT.~~

~~(3) IF THE COMMISSIONER VERIFIES THAT A MAJORITY OF THE EMPLOYEES THEN WORKING IN THE UNIT HAVE JOINED THE EMPLOYEE ORGANIZATION OR HAVE DESIGNATED IT AS THEIR EXCLUSIVE REPRESENTATIVE, THE COMMISSIONER SHALL CERTIFY THE EMPLOYEE ORGANIZATION AS THE EXCLUSIVE REPRESENTATIVE OF THE EMPLOYEES FOR COLLECTIVE BARGAINING PURPOSES.~~

~~(F)~~ (E) (1) THE PUBLIC EMPLOYER SHALL EXTEND TO AN EMPLOYEE ORGANIZATION CERTIFIED AS EXCLUSIVE REPRESENTATIVE THE RIGHT TO REPRESENT THE PUBLIC EMPLOYEES OF THE UNIT INVOLVED IN COLLECTIVE BARGAINING AND IN THE SETTLEMENT OF GRIEVANCES.

(2) AN EMPLOYEE ORGANIZATION CERTIFIED AS THE EXCLUSIVE REPRESENTATIVE FOR A BARGAINING UNIT SHALL:

(I) SERVE AS THE BARGAINING AGENT FOR ALL PUBLIC EMPLOYEES IN THE BARGAINING UNIT; AND