

(2) DURING THE TERM OF A COLLECTIVE BARGAINING AGREEMENT, A PETITION FOR AN ELECTION MAY BE FILED ONLY DURING NOVEMBER OF THE FISCAL YEAR IN WHICH THE AGREEMENT EXPIRES.

11.5-107.

(A) IF THE COMMISSION AND AN EMPLOYEE ORGANIZATION DISPUTE THE ELIGIBILITY OF AN EMPLOYEE IN A BARGAINING UNIT, THE DISPUTE SHALL BE SUBMITTED TO THE LABOR RELATIONS ADMINISTRATOR.

(B) THE LABOR RELATIONS ADMINISTRATOR SHALL HOLD ONE OR MORE EVIDENTIARY HEARINGS AT WHICH THE COMMISSION AND INTERESTED EMPLOYEE ORGANIZATIONS SHALL HAVE THE OPPORTUNITY TO PRESENT TESTIMONY, DOCUMENTARY AND OTHER EVIDENCE, AND ARGUMENTS.

(C) THE DECISION OF THE LABOR RELATIONS ADMINISTRATOR IS FINAL.

(D) THE COMMISSION AND THE EMPLOYEE ORGANIZATION SHALL SHARE EQUALLY THE COSTS OF THE HEARINGS.

11.5-108.

(A) (1) THE COMMISSION AND AN EMPLOYEE ORGANIZATION CERTIFIED AS EXCLUSIVE REPRESENTATIVE SHALL MEET AND ENGAGE IN COLLECTIVE BARGAINING IN GOOD FAITH WITH REGARD TO THE FOLLOWING SUBJECTS OF BARGAINING:

(I) SALARY AND WAGES, INCLUDING THE PERCENTAGE OF THE INCREASE IN THE SALARY AND WAGES BUDGET THAT WILL BE DEVOTED TO MERIT INCREMENTS AND CASH AWARDS;

(II) PENSION AND OTHER RETIREMENT BENEFITS FOR ACTIVE EMPLOYEES;

(III) EMPLOYEE BENEFITS SUCH AS INSURANCE, LEAVE, HOLIDAYS, AND VACATIONS;

(IV) HOURS AND WORKING CONDITIONS;

(V) PROVISIONS FOR THE ORDERLY PROCESSING AND SETTLEMENT OF GRIEVANCES CONCERNING THE INTERPRETATION AND IMPLEMENTATION OF A COLLECTIVE BARGAINING AGREEMENT THAT MAY INCLUDE:

1. BINDING THIRD PARTY ARBITRATION; AND

2. PROVISIONS FOR THE EXCLUSIVITY OF FORUM;

(VI) MATTERS AFFECTING THE HEALTH AND SAFETY OF EMPLOYEES; AND

(VII) THE EFFECT ON EMPLOYEES OF THE EXERCISE OF THE COMMISSION'S RIGHTS AND RESPONSIBILITIES UNDER § 11.5-110 OF THIS TITLE.