

4-209. AGREEMENT FOR CONSENT ELECTION.

EACH CONSENT ELECTION AGREEMENT SHALL DESCRIBE:

(1) THE APPROPRIATE BARGAINING UNIT FOR THE CONSENT ELECTION;

(2) THE PAYROLL PERIOD TO BE USED TO DETERMINE THE EMPLOYEES WITHIN THE APPROPRIATE BARGAINING UNIT WHO ARE ELIGIBLE TO VOTE; AND

(3) THE DATE, TIME, AND PLACE OF THE CONSENT ELECTION.

REVISOR'S NOTE: This section is new language derived without substantive change from the fifth sentence of former Art. 89, § 12(a).

In item (3) of this section, the word "date" is added for precision, since many statutory provisions for notice specify notice about "date", rather than assuming "date" is included within references to "time".

Defined term: "Consent election" § 4-201

4-210. PROCEDURE FOR CONSENT ELECTION.

(A) IN GENERAL.

THE MEDIATION SERVICE SHALL CONDUCT EACH CONSENT ELECTION BY SECRET BALLOT.

(B) REMOVAL FROM BALLOT.

(1) IF AT LEAST 2 LABOR ORGANIZATIONS ARE TO BE ON THE BALLOT FOR A CONSENT ELECTION, A LABOR ORGANIZATION PROMPTLY MAY ASK THE MEDIATION SERVICE TO ALLOW ITS NAME TO BE REMOVED FROM THE BALLOT.

(2) A DECISION OF THE MEDIATION SERVICE UNDER THIS SUBSECTION IS FINAL.

(C) OBSERVERS.

SUBJECT TO ANY LIMITATION THAT THE MEDIATION SERVICE SETS, EACH PARTY TO A CONSENT ELECTION MAY DESIGNATE 1 OR MORE OBSERVERS TO REPRESENT THE PARTY DURING THE CONSENT ELECTION.

(D) CHALLENGE TO VOTER ELIGIBILITY.

(1) FOR GOOD CAUSE, A PARTY TO A CONSENT ELECTION OR THE MEDIATION SERVICE MAY CHALLENGE THE ELIGIBILITY OF AN INDIVIDUAL TO VOTE IN THE CONSENT ELECTION.

(2) THE MEDIATION SERVICE SHALL IMPOUND EACH CHALLENGED BALLOT.