

REVISOR'S NOTE: Subsection (a) of this section is new language derived without substantive change from the second and third clauses of the sixth sentence of former Art. 89, § 12(a) and the third and fourth clauses of § 13(b).

Subsection (b) of this section is new language that combines, without substantive change, the fifth sentence of former Art. 89, § 13(c) and the first sentence of (e).

In subsection (a)(1) of this section, the reference to "an investigation" is substituted for the first and second clauses of former Art. 89, § 13(b), which referred to a failure to file timely objections and to insufficient challenged ballots, for brevity.

In subsection (a)(2) of this section, the clause "[i]f a labor organization wins a consent election" is substituted for the former words "where appropriate", to clarify when a certification of representation is issued.

In the introductory language of subsection (b) of this section, the word "immediately" is added to modify either of the actions that the Mediation Service may take. Although former Art. 89, § 13(c) and (e) literally required only that decisions on the matter be made "forthwith", the intent of the law would seem to be to require immediate disposition of the case, by decision or otherwise.

Also in the introductory language of subsection (b) of this section, the word "shall" is substituted for the former word "may" to indicate that the Mediation Service must decide the matter or dispose otherwise of the case.

The fifth clause of former Art. 89, § 13(b), which provided that, after a certification of the results of a consent election, "the proceeding will thereupon be closed", is deleted as unnecessary in light of subsection (a)(3) of this section.

As to the substitution of "Mediation Service" for the former references to "the Commissioner or his duly authorized representatives", see the revisor's note to § 4-202 of this subtitle.

As to the absence of a provision on disposition after a hearing, see the revisor's note to § 4-216 of this subtitle.

Defined terms: "Consent election" § 4-201

"Mediation Service" § 4-201

4-218. RESERVED.

4-219. RESERVED.

### PART III. DECERTIFICATION.

4-220. DECERTIFICATION.

(A) PETITION AUTHORIZED.