

MARYLAND PERB PUBLIC MEETING MINUTES

November 13, 2023

1:00 PM

Present: Chair M. Hayes, J. Rivlin, H. Cooperman, L. Ohman
Staff: E. Snipes, H. Heilman, J. Baker (AAG) D. Burrell

I. Approval of Minutes of October 18 Public Meeting

L. Ohman moved that the Board approve the minutes from October 18, H Cooperman second, all approved. (E. Snipes will post on website)

II. Updates:

A. Multiple Community Colleges Faculty -- Unions Certified as Representatives.

M. Hayes noted that various schools (HCC, FCC, Wor-Wic) have elected representatives for faculty units.

B. M. Hayes and E. Snipes presented testimony at a Maryland Senate Oversight Committee meeting on October 18.

C. M. Hayes and E. Snipes presented to attendees of the Maryland Negotiation Service annual conference (i.e. school superintendents, school principals, public school management attorney/negotiators) on November 2.

M. Hayes notes that B. & C. were both good presentations, that there was helpful information shared to both audiences, and thanks to E. Snipes for her work on both.

III. Board Discussion of Draft Regulations; Possible Vote and Approval for Next Step

- Delete specific name for the website, just refer to the website
- party can withdraw a charge, but only by providing notice to the appropriate deputy director, prior to the issuance of
- if no material facts in dispute, board may expedite the case
- on Rulings, pre-hearing, and during rulings: who can make the interlocutory rulings, chair said maybe have a hearing officer preside over those types of preliminary matters. If the parties reserve those matters for decision after the hearing, the Board should be making the decisions on those rulings. H. Cooperman – b/c these are rulings on motions, the decisions should be made by the Board. “Until or during a hearing” – all agree with this.
- Executive Director has exclusive authority over representation matters, should that person have any presiding power over hearings in election matters? No, remove Executive Director from the list of hearing presiders.
- hearing impairment reason for interpreter is paid for by the Board, not by the parties
- transcription cost – better language re parties’ costs.
 - Deputy director’s provision to the Board – case file of all relevant information gathered in the investigation. Other administration can be internal guidance/policy
- Sequestration versus Exclusion of witnesses – better language
- Representation petition and intervenors are set forth in SGA 22-402 and 405
- Showing of interest requirements identified by statute.
- Board shall designate the method of voting.

H. Cooperman – moves in favor of moving these regulations forward

J. Rivlin – second

All Board members present voted in favor.

IV. Question & Answer

Keith Zimmerman – will you operate under these draft regulations as procedures? When will you share the documents?

M. Hayes states that generally, yes, the Board will operate under these regulations as a matter of policy and procedure. Further, we can't share them now—they will be published in the Maryland Register for comments ASAP.