

STATE OF NEW MEXICO
PUBLIC EMPLOYEE LABOR RELATIONS BOARD

In re:

RUIDOSO MUNICIPAL SCHOOLS,

PELRB NO. 202-13

Respondent.

ORDER

THIS MATTER comes before the Public Employee Labor Relations Board (“Board”) on an Order to Show Cause hearing recommendation by Executive Director Thomas J. Griego that the Board’s December 10, 2013 approval of the Ruidoso Municipal Schools (“RMS”) local board ordinance be revoked. The Board being sufficiently advised and with a vote of 3-0 finds as follows:

1. RMS made the second of the required three appointments to the local board in February 2020. Consequently, the local board has not been constituted since approval of its ordinance in 2013.
2. The RMS local board has not promulgated rules necessary to perform its functions and duties as established in the Public Employee Bargaining Act, NMSA 1978 §§ 10-7E-9 and 10-7E-10(A), including procedures for the designation of appropriate bargaining units; the selection, certification and decertification of exclusive representatives; and the filing of, hearing on and determination of complaints of prohibited practices.
3. The RMS local board has not met to hold hearings or make inquiries necessary to carry out its functions and duties, e.g. passage of an Open Meetings Act Resolution required by NMSA 1978 §10-15-1(B), and is therefore not an operational board in compliance with its previously approved local board ordinance or NMSA 1978 §§ 10-7E-9 and 10-7E-10(A).

4. At least one RMS employee has been unable to file a Prohibited Practices Complaint with the RMS local board pursuant to the Public Employee Bargaining Act, NMSA 1978, §§ 10-7E-1 through 26.
5. RMS is not an operational board in compliance with its local board ordinance or NMSA 1978 §§ 10-7E-9 and 10-7E-10(A).

THEREFORE, THE BOARD, revokes its approval of RMS's local board ordinance.

PUBLIC EMPLOYEE LABOR RELATIONS BOARD

3/6/20
DATE



DUFF WESTBROOK, BOARD CHAIR