

28-PELRB-2023

**STATE OF NEW MEXICO
PUBLIC EMPLOYEES LABOR RELATIONS BOARD**

**NEW MEXICO PUBLIC
REGULATION COMMISSION,**

and

Petitioner,

PELRB No. 315-24

**AMERICAN FEDERATION OF STATE COUNTY
AND MUNICIPAL EMPLOYEES, COUNCIL 18,**

Joint Petitioner.

ORDER

THIS MATTER comes before the Public Employee Labor Relations Board at its regularly scheduled meeting on July 2, 2024 upon the parties' joint request filed June 18, 2024, to amend the Certification of the bargaining unit to reflect the transfer of positions between agencies after legislation requiring that transfer.

The Board finds and concludes that the Petition does not raise a question concerning representation and it presents sufficient facts to show that an amendment should be made. Accordingly, certification of the bargaining unit shall be, and hereby is, amended to reflect the transfer of positions between agencies as shown on the Executive Director's Amended Certification of Representation issued June 20, 2024. Upon review of the submissions and no one appearing in opposition to the Amended Certification, the Board by a vote of 3-0 hereby affirms and ratifies the Amended Certification of Representation issued by the Executive Director on June 20, 2023.

PUBLIC EMPLOYEE LABOR RELATIONS BOARD

DocuSigned by:

Peggy Nelson

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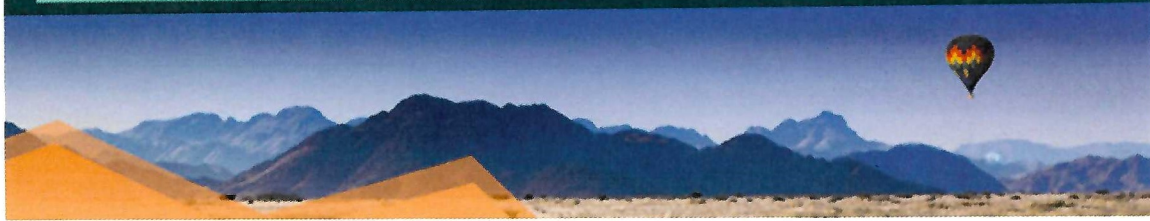
PEGGY NELSON, BOARD CHAIR

7/9/2024

DATE

State of New Mexico

Public Employee Labor Relations Board



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Amended Certification of Representation

The undersigned hereby certifies that New Mexico Public Regulation Commission (NMPRC) has demonstrated a sufficient basis pursuant to NMAC 11.21.2.37 to compel amendment of the certification of the NMPRC bargaining unit represented by AFSCME, Council 18, to reflect legislation passed in 2023, effective July 1, 2024, whereby the New Mexico Department of Transportation will inherit the transportation regulation function of the NMPRC, together with the positions responsible for carrying out that function. (Laws 2023, Chap. 100, Section 80; see Laws 2023 - First Session, Fifty-Sixth Legislature - NMOneSource.com.)

The resulting bargaining Unit may be described as follows:

Acctnt & Auditor C201; Bus Ops Spec C199; Complnce Officer C1041;
Engineer Professional I ENEP26; Eng Tech IV ENET20; Eng Tech V ENET23; Fin
Spec, AO C2099; Info/Rec Clrk R4199; Legal Supp Workers H2099; Office &
Admin Sup R9199; Office Clrks, Gen R9061; Sec, Ex Lgl Med/Exe R6014.

The undersigned makes this amendment based on the following:

1. By a Petition filed June 18, 2024, the NMPRC requested amendment of the Certification of the existing bargaining unit for the NMPRC to reflect legislation passed in 2023, effective July 1, 2024.
2. On June 20, 2024, the Board's Executive Director determined that the Petition was facially valid and submitted a proposed amendment.
3. The Petition does not raise a question concerning representation and it presents sufficient facts to show that the amendment should be made. Accordingly, certification of the bargaining unit shall be, and hereby is, amended to reflect a change in the bargaining unit job titles and/or classifications. A commensurate amendment to the bargaining unit at the Department of Transportation.

ISSUED in Albuquerque, New Mexico on this 20th day of June 2024 by:

PUBLIC EMPLOYEE LABOR RELATIONS BOARD



Thomas J. Griego
Executive Director

