

77-43

STATE OF NEW HAMPSHIRE

PUBLIC EMPLOYEE LABOR RELATIONS BOARD

NEWPORT TEACHERS ASSOCIATION :
 Affiliated with NHEA/NEA :
 and :
 NEWPORT SCHOOL DISTRICT :

CASE NO. T-0245

APPEARANCES

Representing the School District:

Bradley F. Kidder, Esquire
 Gordon B. Flint, Superintendent
 John H. Sokul, Assistant Superintendent

Representing the Teachers Association:

Sally Potter, Esquire, Project Director, NHEA/NEA
 Howard W. Dunbar, NTA
 David Rea, NTA
 Donald Kessler, UniServ Director

FINDINGS

On April 12, 1976, Barbara J. Yentzer, NHEA/NEA Project Director, filed a request for a representation election on behalf of the Newport Teachers Association for a bargaining unit consisting of "All professional employees excluding superintendent, principals, assistant superintendent and assistant principals. Signed cards representing over thirty percent of the employees accompanied the petition.

On December 28, 1976, Hearing Officer, Richard H. Cummings held a conference in the office of the Superintendent, Newport, New Hampshire. All positions were reviewed and evidence offered by both parties. Hearing Officer Cummings ruled that the Teacher Consultant, Assistant for Business Affairs and the Director of Guidance should be excluded from the unit, which was accepted by the NTA. However, Mr. Cummings also ruled that the Secondary School Department Chairmen and Coordinators, the Athletic Director and the Elementary School Head Teacher were also excluded from the proposed bargaining unit.

Representatives from NTA at that conference asked for a full Board (PELRB) hearing on the above positions.

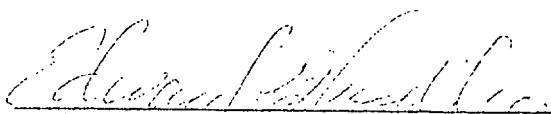
On January 21, 1977, a hearing on the positions in question was held in Room 306, Legislative Office Building, Concord, New Hampshire.

Both parties were afforded time to present witnesses and oral evidence. At the conclusion of the hearing, PELRB also granted both parties fifteen days to file post hearing briefs if they so desired.

After careful review of all evidence submitted at the pre-election conference on December 28, 1976, Board hearing on January 21, 1977 and the post hearing briefs, [REDACTED] men and coordinators did, in fact, spend most of their time in the classroom and must participate in all extra duties, including regular teaching staff, [REDACTED] athletic director and elementary school head teachers and [REDACTED]

ORDER

The bargaining unit for the Newport School District shall consist of all full-time teachers ~~including~~ Secondary School Department Chairmen, Secondary School Coordinators, Athletic Director and Elementary School Head Teachers. [REDACTED] the unit shall be, Superintendent, Assistant Superintendent, Principals, Assistant Principals, Teacher Consultant, Assistant for Business Affairs, Director of Guidance, Aides, Secretaries, Speech Therapist and Nurse.


EDWARD J. HASELTINE, CHAIRMAN
PUBLIC EMPLOYEE LABOR RELATIONS BOARD

Signed this day of