



**STATE OF NEW HAMPSHIRE**  
**PUBLIC EMPLOYEE LABOR RELATIONS BOARD**

**STATE OF NEW HAMPSHIRE, DEPT. OF SAFETY,  
DIVISION OF STATE POLICE**

**and**

**CASE NO. G-0118-1 &  
G-0117-2**

**NEPBA LOCAL 55, NH HIGHWAY PATROL  
ASSOCIATION SUPERVISORS UNIT, IUPA,  
AFL-CIO; NEPBA LOCAL 50, NH HIGHWAY  
PATROL ASSOCIATION, PATROL OFFICERS UNIT, IUPA,  
AFL-CIO; NH TROOPERS ASSOCIATION;  
STATE EMPLOYEES ASSOCIATION OF NH, INC.,  
SEIU, LOCAL 1984**

**Decision 2009-229**

**ORDER RE: PENDING MODIFICATION PETITIONS**

The State filed modification petitions which seek to modify existing bargaining units in a manner that will result in the merger of State Regulatory Trooper (formerly Highway Patrol Officers) bargaining units with bargaining units currently represented by the New Hampshire Troopers' Association ("NHTA") and the State Employees Association, Inc., SEIU, Local 1984 ("SEA"), and the survival of the NHTA and the SEA, but not the NEPBA, as exclusive representatives. On September 21, 2009 the New England Police Benevolent Association, Inc. ("NEPBA") filed its exceptions and objections, and a hearing was scheduled for October 21, 2009. On October 20, 2009 the NEBPA filed a Stipulation of Withdrawal of Exceptions and Objections stating it will not appear or oppose the pending petitions at hearing and withdrawing its previously filed exceptions and objections.

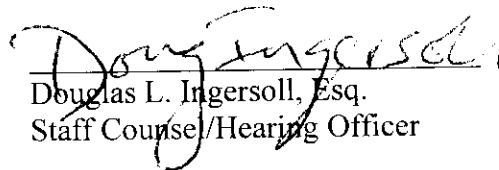
Counsel for the State, the SEA, and the NHTA appeared at the October 21, 2009 hearing, and the State submitted exhibits and an offer of proof in support of the petitions. The State also

requested that a formal decision on the petitions be deferred for 60 days pending the outcome of efforts to reclassify the existing State Regulatory Trooper positions in a manner that will likely result in the elimination of all State Regulatory Trooper positions and the transition of affected employees to appropriate and existing State Trooper positions within the Division of State Police. Counsel for the SEA and NHTA did not object to this request. The hearing was concluded and the record closed.

Given the NEPBA's withdrawal of its exceptions and objections and the strong possibility that the pending reclassification may moot the pending petitions, the preparation and issuance of a decision on the State's petitions is deferred for sixty days. On or before December 21, 2009 the State shall file a report as to the status of reclassification, and a decision or further order will then issue as necessary.

So ordered.

October 21, 2009

  
Douglas L. Ingersoll, Esq.  
Staff Counsel/Hearing Officer

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