



**State of New Hampshire**

PUBLIC EMPLOYEE LABOR RELATIONS BOARD

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|-----------------------------|---|---------------------|
| STATE EMPLOYEES ASSOCIATION | : |                     |
| OF NEW HAMPSHIRE, SEIU,     | : |                     |
| LOCAL 1984                  | : |                     |
|                             | : | CASE NO. S-0376:5   |
| Complainant                 | : |                     |
|                             | : | DECISION NO. 97-005 |
| v.                          | : |                     |
|                             | : |                     |
| STATE OF NEW HAMPSHIRE,     | : |                     |
| DEPARTMENT OF CORRECTIONS   | : |                     |
|                             | : |                     |
| Respondent                  | : |                     |

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MOTION FOR RECONSIDERATION

The Board, meeting at its offices in Concord, New Hampshire, on January 8, 1997, took the following actions:

1. It reviewed the State's Motion for Reconsideration filed on December 30, 1996 and the Association's objections thereto filed on January 3, 1997.
2. It examined the unfair labor practice (ULP) complaint filed by the Association on September 4, 1996 and the answer filed by the State on October 4, 1996.
3. It reviewed its decision (Decision No. 96-109) in this matter dated December 12, 1996, noting again the duration of the past practice, as well as the enforceable nature of permissive subjects of bargaining once negotiated or elevated to the status of past practice.
4. It DENIED the State's Motion for Reconsideration.

So ordered.  
Signed this 23rd day of January, 1997.

  
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 JACK BUCKLEY  
 Alternate Chairman

By unanimous vote. Alternate Chairman Jack Buckley presiding. Members E. Vincent Hall and William F. Kidder present and voting.