

# Agency 077 - COMMISSION ON INDUSTRIAL RELATIONS

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## **STATUTORY AUTHORITY:**

The 1920 Constitutional Convention amended the state constitution by enacting Article XV, Section 9 to allow for the creation of the Commission. The Commission (formerly called Court) was created in 1947 for the purpose of settling industrial disputes between management and labor in the public sector. The Commission administers two acts - the Industrial Relations Act, which can be found at Section 48-801 et. seq. and the State Employees Collective Bargaining Act which can be found at Section 81-1369 et. seq.

## **VISION:**

The Commission's vision is that Nebraska citizens obtain uninterrupted public services and that unions and management settle their disputes amicably, but have access to a forum for resolution when they cannot reach that goal.

## **MISSION AND PRINCIPLES:**

The mission of the Commission of Industrial Relations is to assist public employees and management in three areas of dispute: questions of representation, wage determinations, and "other" category. The Commission determines appropriate bargaining units, conducts elections, establishes wages and conditions of employment when impasse is reached, and orders the parties back to bargaining, to mediation or to factfinding and determines what topics are bargainable and what prohibited practices have been committed by either labor or management. The Commission does not take action unless a petition has been filed with it.

The Commission's principles include maintaining neutrality and upholding the statutory guidelines in its decision-making.

## **GOALS:**

Goals for the agency are as follows:

1. To render decisions that comply with statutory provisions.
2. To function efficiently within statutory guidelines.

# Agency 077 - COMMISSION ON INDUSTRIAL RELATIONS

## Financial Data

	FY08 Actual	FY09 Approp	FY10 Request	FY10 Recomm	FY11 Request	FY11 Recomm
<b>Operations Funding</b>						
General Fund	241,511	335,155	364,971	335,155	373,669	335,155
Cash Fund	0	0	0	0	0	0
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
<b>Total Operations</b>	<b>241,511</b>	<b>335,155</b>	<b>364,971</b>	<b>335,155</b>	<b>373,669</b>	<b>335,155</b>
<b>Aid Funding</b>						
General Fund	0	0	0	0	0	0
Cash Fund	0	0	0	0	0	0
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
<b>Total Aid Funding</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>Total Funding</b>						
General Fund	241,511	335,155	364,971	335,155	373,669	335,155
Cash Fund	0	0	0	0	0	0
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
<b>Total Agency</b>	<b>241,511</b>	<b>335,155</b>	<b>364,971</b>	<b>335,155</b>	<b>373,669</b>	<b>335,155</b>

# Agency 077 - COMMISSION ON INDUSTRIAL RELATIONS

## Program 490 - COMMISSIONER EXPENSES

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### **PROGRAM DESCRIPTION:**

This program was created in 2008, to be used to track and account for the expenses incurred for and by the commissioners in the performance of their duties as members of the Commission of Industrial Relations.

### **PROGRAM OBJECTIVES:**

Objective #1 - To render decisions that comply with statutory provisions, so that fewer decisions are appealed.

Objective #2 - To function efficiently within statutory guidelines, by holding a hearing within 60 days of the date of the filing of a petition and entering an order within 30 days after the receipt of the record of the hearing and the briefs have been filed by the parties, unless the parties waive these time limits or for good cause shown on the record. This gives the Commission approximately 120 days to render recommended findings and order in a 48-818 wage case, and an order in all other types of cases.

### **PERFORMANCE MEASURES:**

The Commission on Industrial Relations operates as a court and renders decisions. The Commission does not reach out to others to provide services, does not educate, investigate, or measure compliance. It does nothing unless a party files a case. It maintains statistics in an attempt to measure how well the agency is reaching the program objectives of rendering fewer decisions that are appealed and functioning within the statutory guidelines to keep the Commission's average days that a case is on the docket as low as possible, without jeopardizing the integrity of the process.

**Agency 077 - COMMISSION ON INDUSTRIAL RELATIONS**  
**Program 490 - COMMISSIONER EXPENSES**

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**Financial Data**

	<b>FY08 Actual</b>	<b>FY09 Approp</b>	<b>FY10 Request</b>	<b>FY10 Recomm</b>	<b>FY11 Request</b>	<b>FY11 Recomm</b>
<b>Operations Funding</b>						
General Fund	37,428	98,047	108,784	105,774	108,784	105,774
Cash Fund	0	0	0	0	0	0
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
<b>Total Operations</b>	<b>37,428</b>	<b>98,047</b>	<b>108,784</b>	<b>105,774</b>	<b>108,784</b>	<b>105,774</b>
<b>Aid Funding</b>						
General Fund	0	0	0	0	0	0
Cash Fund	0	0	0	0	0	0
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
<b>Total Aid Funding</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>Total Funding</b>						
General Fund	37,428	98,047	108,784	105,774	108,784	105,774
Cash Fund	0	0	0	0	0	0
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
<b>Total Program</b>	<b>37,428</b>	<b>98,047</b>	<b>108,784</b>	<b>105,774</b>	<b>108,784</b>	<b>105,774</b>

# Agency 077 - COMMISSION ON INDUSTRIAL RELATIONS

## Program 531 - ADMINISTRATION

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### **PROGRAM DESCRIPTION:**

The purpose of this program is to provide the necessary administrative support to the Commission of Industrial Relations, so that the mission of the Commission can be achieved, that of assisting public employees and public employers (management) to settle their disputes regarding questions of representation, wages and conditions of employment, and other areas of dispute, when they cannot agree to or settle these disputes themselves.

### **PROGRAM OBJECTIVES:**

Objective #1 - To render decisions that comply with statutory provisions, so that fewer decisions are appealed.

Objective #2 - To function efficiently within statutory guidelines, by holding a hearing within 60 days of the date of the filing of a petition and entering an order within 30 days after the receipt of the record of the hearing and the briefs have been filed by the parties, unless the parties waive these time limits or for good cause shown on the record. This gives the Commission approximately 120 days to render recommended findings and order in a 48-818 wage case, and an order in all other types of cases.

### **PERFORMANCE MEASURES:**

The Commission maintains statistics in an attempt to measure how well it is reaching the program objectives of rendering fewer decisions that are appealed and functioning within the statutory guidelines to keep the Commission's average days that a case is on the docket as low as possible, without jeopardizing the integrity of the process.

**Agency 077 - COMMISSION ON INDUSTRIAL RELATIONS**  
**Program 531 - ADMINISTRATION**

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**Financial Data**

	<b>FY08 Actual</b>	<b>FY09 Approp</b>	<b>FY10 Request</b>	<b>FY10 Recomm</b>	<b>FY11 Request</b>	<b>FY11 Recomm</b>
<b>Operations Funding</b>						
General Fund	204,083	237,108	256,187	229,381	264,885	229,381
Cash Fund	0	0	0	0	0	0
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
<b>Total Operations</b>	<b>204,083</b>	<b>237,108</b>	<b>256,187</b>	<b>229,381</b>	<b>264,885</b>	<b>229,381</b>
<b>Aid Funding</b>						
General Fund	0	0	0	0	0	0
Cash Fund	0	0	0	0	0	0
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
<b>Total Aid Funding</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>Total Funding</b>						
General Fund	204,083	237,108	256,187	229,381	264,885	229,381
Cash Fund	0	0	0	0	0	0
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
<b>Total Program</b>	<b>204,083</b>	<b>237,108</b>	<b>256,187</b>	<b>229,381</b>	<b>264,885</b>	<b>229,381</b>