

By Mr. Ambler of Weymouth, petition of the Mass. Social Workers Guild, Local 509 and Robert B. Ambler for legislation to provide impartial fact finding in disputes between the Commonwealth and employee organizations. Public Service.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy-Three.

AN ACT PROVIDING FOR IMPARTIAL FACT FINDING IN DISPUTES BETWEEN THE COMMONWEALTH AND EMPLOYEE ORGANIZATIONS.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Subsection (7) of section 178F of chapter 149 of the
2 General Laws is hereby amended to read as follows: —

3 (7) If, after a period of 90 days of negotiations, a dispute
4 exists between a department or agency head and an employee
5 organization over the negotiation of an agreement, either party
6 or the parties jointly may petition the director of personnel
7 and standardization to initiate the procedures for fact finding.
8 The director shall submit to the parties a list of three qualified
9 disinterested persons from which list the parties may select one
10 person to serve as a fact finder and shall so notify the director,
11 who shall then appoint such person. If the parties fail to select
12 a fact finder within five calendar days of receipt of the list, the
13 fact finder shall be appointed by the American Arbitration
14 Association.

15 The person appointed fact finder may establish dates and
16 places of hearings which shall be, where feasible, in a con-
17 venient location to the parties concerned. Upon completion of
18 the hearings and within forty-five days from the date of the
19 appointment, unless extended by the parties, the fact finder
20 shall make written findings of fact and recommendations for

21 the resolution of the dispute and shall cause the same to be
22 served on the Commonwealth and the employee organization
23 involved.

24 The cost of the fact finder shall be shared equally by the
25 Commonwealth and the employee organization.