

STATE OF HAWAII  
PUBLIC EMPLOYMENT RELATIONS BOARD

BOARD OF REGENTS,	)	Case No. <u>RA-07-38</u>
University of Hawaii,	)	
	)	Decision No. <u>120</u>
Petitioner.	)	
_____	)	

FINDINGS OF FACT, CONCLUSIONS  
OF LAW, AND ORDER

On Novmeber 7, 1979, the Vice President for Admin-  
istration of the University of Hawaii, on behalf of the Board  
of Regents, petitioned this Board for the exclusion as top  
level managerial positions of three positions currently  
included in collective bargaining Unit 7.

Submitted to the Board in support of said exclusion  
were the petition, the Affidavit of the Vice President for  
Administration, current position descriptions for the three  
positions signed by the incumbents and supervisors of said  
positions and a letter bearing the concurrence of the  
University of Hawaii Professional Assembly with the pro-  
posed exclusions.

Based upon the foregoing, the Board makes the  
following:

FINDINGS OF FACT

The three positions are in the employment of the  
Board of Regents of the University of Hawaii.

The positions are: Director of Special Programs  
and Community Services, Kapiolani Community College; Director  
of Special Programs and Community Services, Kauai Community  
College; Director of Special Programs and Community Services,  
Maui Community College.

Currently, two other positions in the same class, one at Honolulu Community College and the other at Leeward Community College, are excluded positions.

Presently, the positions are in collective bargaining Unit 7 (Faculty of the University of Hawaii and the community college system).

The University of Hawaii Professional Assembly, which is the exclusive representative of employees in Unit 7, agrees that the three positions should be excluded and is deemed to have waived a hearing thereon.

#### CONCLUSIONS OF LAW

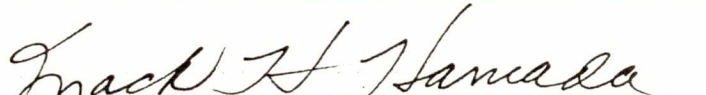
The University of Hawaii has, by the material presented, demonstrated that the proposed unit change is appropriate and consistent with Section 89-6, Hawaii Revised Statutes.

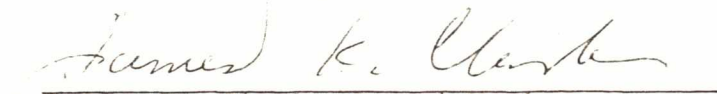
#### ORDER


The three positions which are the subject of this decision are excluded from Unit 7 as top level managerial employees.

The mechanics of the exclusion shall be worked out between the University and University of Hawaii Professional Assembly, provided that the effective date shall not be earlier than the date of this decision.

HAWAII PUBLIC EMPLOYMENT RELATIONS BOARD

  
Mack H. Hamada, Chairman

  
James K. Clark, Board Member

  
John E. Milligan, Board Member

Dated: December 13, 1979

Honolulu, Hawaii