

STATE OF WISCONSIN

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

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In the Matter of the Petition of  
THE COMMITTEE FOR FORMAL RECOGNITION  
Involving Certain Employees of  
JOINT SCHOOL DISTRICT NO. 4  
PLATTEVILLE, WISCONSIN  
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Case I  
No. 13275 ME-500  
Decision No. 9358

Appearances:

Mr. Amza C. Vail, Superintendent, for the Municipal Employer.  
Mr. Threman E. Julian, Chairman, for the Petitioner.  
Mr. Richard W. Fuller, President, for the Intervenor.

DIRECTION OF ELECTION

The Committee for Formal Recognition having petitioned the Wisconsin Employment Relations Commission to conduct an election, pursuant to Section 111.70 of the Wisconsin Statutes, among certain employees of Joint School District No. 4, Platteville, Wisconsin; and a hearing on such petition having been conducted at Platteville, Wisconsin, on November 26, 1969, by Howard S. Bellman, Hearing Officer; and during the course of said hearing, Platteville Education Association having been permitted to intervene in the instant proceeding on its claim that it represents certain employees in the employ of the Municipal Employer; and the Commission having considered the evidence and being satisfied that a question has arisen concerning representation for certain employees of Joint School District No. 4, Platteville, Wisconsin;

NOW, THEREFORE, it is

DIRECTED

That an election by secret ballot shall be conducted under the direction of the Wisconsin Employment Relations Commission within sixty (60) days from the date of this Direction in the bargaining unit consisting of all certificated teachers employed by Joint School District No. 4, Platteville, Wisconsin, excluding the superintendent, the curriculum coordinator, principals, assistant principals, social workers, public health nurses and all other employees, who were employed by the Municipal Employer on


No. 9358


December 3, 1969, except such employees as may prior to the election quit their employment or be discharged for cause, for the purpose of determining whether a majority of such employees desire to be represented by The Committee for Formal Recognition or the Platteville Education Association, or by neither of said organizations, for the purposes of conferences and negotiations with the above named Municipal Employer on questions of wages, hours and conditions of employment.

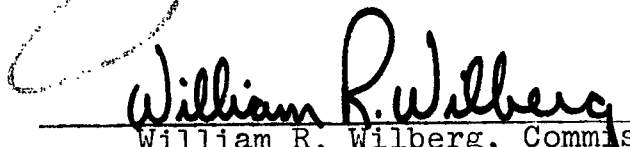
Given under our hands and seal at the  
City of Madison, Wisconsin, this 3rd  
day of December, 1969.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By

  
Morris Slavney, Chairman

  
Zel S. Rice II, Commissioner

  
William R. Wilberg, Commissioner

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MEMORANDUM ACCOMPANYING DIRECTION OF ELECTION

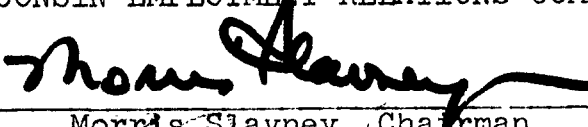
The Municipal Employer contends, contrary to the other two parties, that the public health nurse should be included in the bargaining unit. All of the parties appear to desire the inclusion in the bargaining unit of the social worker. The facts concerning these two positions indicate that they are filled by members of the nursing and social work professions whose educations are typical of such professions, as are their responsibilities and duties. Although their terms and conditions of employment are substantially similar to those of the teachers, and the nurse is certified, as a nurse, by the Department of Public Instruction, it is clear that the nurse functions with regard to the students' health and the social worker functions as a counselor to students and faculty. Neither engages in classroom teaching of any sort.

It is concluded that the social workers and the public health nurse are practitioners of professions other than that of the teachers in the bargaining unit. Section 111.70(4)(d), Wisconsin Statutes, provides that members of more than one craft may not be included in the same bargaining unit. Of course, all of the professions involved herein come within the scope of the term "craft." Therefore, the social worker and public health nurse must be excluded from the bargaining unit of teachers.<sup>1/</sup>

Dated at Madison, Wisconsin, this 3rd day of December, 1969.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By

  
Morris Slavney, Chairman

  
Zel S. Rice II, Commissioner

  
William R. Wilberg, Commissioner

1/ Appleton Joint School District No. 10, (7151) 5/65.