Title 14
INDEPENDENT AGENCIES
Subtitle 34 PUBLIC SCHOOL LABOR RELATIONS BOARD

14.34.04 Charge of Statutory Violation

Authority: Education Article §§2-205(e), 6-401—6-411, 6-501—6-514, 6-806, and 6-807, Annotated Code of Maryland

Notice of Proposed Action
[22-079-P]

The Maryland Public School Labor Relations Board proposes to amend Regulations .02, .03, .06, and .08 under COMAR 14.34.04 Charge of Statutory Violation. This action was considered at a public meeting of the Public School Labor Relations Board on February 2, 2022.

Statement of Purpose
The purpose of this action is to alter existing regulations to allow for ease of certain complaint filing requirements and to provide gender inclusivity in references to Board leadership and staff.

Comparison to Federal Standards
There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact
The proposed action has no economic impact.

Economic Impact on Small Businesses
The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities
The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment
Comments may be sent to Erica L. Snipes, Executive Director, Maryland State Labor Relations Boards, 45 Calvert Street, Room 102, Annapolis, MD 21401, or call 410-260-7291, or email to erica.snipes@maryland.gov, or fax to 410-267-7014. Comments will be accepted through May 9, 2022, after which the Public School Labor Relations Board will hold a public meeting.

.02 Definitions.
A. (text unchanged)
B. Terms Defined.
   (1)—(2) (text unchanged)
   (3) “[Chairman] Chairperson” means the individual designated under Education Article, §6-803(c), Annotated Code of Maryland.
   (4)—(8) (text unchanged)
   (9) “Presiding officer” means the [Chairman] Chairperson or Board member designated by the [Chairman] Chairperson to preside for purposes of administering a hearing pursuant to this chapter.

.03 Charge and Answer; Request for Hearing.
A. Charge.
   (1)—(2) (text unchanged)
   (3) The original charge shall be filed with the Executive Director in person, by facsimile, by electronic mail, or by U.S. mail return receipt requested. A copy of the charge shall be simultaneously served on the respondent in person, by facsimile, by electronic mail, or by U.S. mail return receipt requested.
B. Answer to Charge.
   (1) Within 20 days of service of a charge, a respondent shall file with the Executive Director a written answer to the charge, signed by the respondent or respondent’s representative, in person, by facsimile, by electronic mail, or by U.S. mail return receipt requested, and shall serve a copy on the charging party in person, by facsimile, by electronic mail, or by U.S. mail return receipt requested.
   (2)—(4) (text unchanged)
C. (text unchanged)

.06 Service; Computation of Time.
A. A party filing an a charge, answer to a charge, motion, response or other document with the Executive Director shall serve a copy of such document on all parties of record in person, by facsimile, by electronic mail, or by U.S. mail return receipt
requested, and indicate in the document filed with the Executive Director the name and address (electronic and/or physical) of each party served, the method of service, and the date on which each party was served.

B. Service may be made [by regular mail, facsimile or electronic mail, or personal delivery, except that service of a charge shall be made in accordance with Regulation .03(A)(3) of this chapter] in person, by facsimile, by electronic mail, or by U.S. mail return receipt requested.

C.—E. (text unchanged)

.08 Presiding Officer.

In hearings conducted by the Board, the [Chairman] Chairperson shall preside for purposes of administering the hearing pursuant to this chapter. The [Chairman] Chairperson may designate a Board member to preside in the [Chairman's] Chairperson’s stead.

ERICA LELL SNIPES
Executive Director