

WAC 391-55-300 Fact-finding. If a dispute has not been settled after bilateral negotiations and mediation, fact-finding may be initiated. A party may request the appointment of a fact finder by giving written notice to the agency, the mediator, and the opposite party.

(1) For disputes involving educational employees under chapter 41.59 RCW who have made a request for the appointment of a fact finder, a period of 10 days of mediation must have elapsed. The parties may, by agreement made at any time before the appointment of a fact finder, extend the period for mediation or authorize the mediator to determine when mediation has been exhausted so as to warrant the initiation of fact-finding.

(2) For disputes involving state civil service employees under chapter 41.80 RCW, fact-finding must be initiated if resolution is not reached through mediation by 100 days beyond the expiration date of a contract previously negotiated under that chapter or 100 days from the initiation of mediation if no such contract exists.

[Statutory Authority: RCW 28B.52.080, 41.56.090, 41.58.050, 41.59.110, 41.76.060, 41.80.080, 47.64.135, and 49.39.060. WSR 22-23-101, § 391-55-300, filed 11/16/22, effective 1/1/23. Statutory Authority: RCW 41.58.050, 41.59.110, 41.80.090. WSR 08-04-059, § 391-55-300, filed 1/31/08, effective 4/1/08. Statutory Authority: RCW 28B.52.080, 41.56.040, 41.58.050, 41.59.110 and 47.64.040. WSR 80-14-049 (Order 80-8), § 391-55-300, filed 9/30/80, effective 11/1/80.]