

# INTERNATIONAL UNION OF OPERATING ENGINEERS

Craft-Maintenance Division State of California Unit 12  
Locals 3, 39 & 501, AFL-CIO

## **The Wins Keep On Coming. IUOE Unit 12, Local 501 Reaches Settlement With CDCR, Ironwood State Prison Over Post And Bid Violation – July 23, 2018**

On March 13, 2018, IUOE Local 501 Representative Mark Fragofo filed a grievance against CDCR Ironwood State Prison on behalf of one of our Materials and Stores Supervisors over a contract violation of Post and Bid.

The grievance alleged a violation of Article 17.1 (Post and Bid) of the Unit 12 contract. For years Unit 12 members at the California Department of Corrections and Rehabilitation (CDCR) and the California Correctional Health Care Services (CCHCS) department have been able to Post and Bid between departments even though they are separate employers.

In this particular case, the CCHCS posted an opening for an M&SSI and accepted a bid from a CDCR M&SSI. This was a violation of Article 17.1 because these two departments are separate employers and according to our Post and Bid contract language you can only bid for positions in your department.

Since it was an unlawful action, the two departments had to undo the move and send the M&SSI back to her previous position. Had she stayed at the CDCR warehouse and not transferred to CCHCS, she would have worked several dozen or so hours of overtime for the period of time she was at CCHCS, and that is where the settlement comes in for the CTO hours.

After several grievances, it appears that CDCR and CCHCS have finally realized that their past practice of interagency post and bid transfers are unlawful.

The settlement which was signed on July 17, 2018, provided our Unit 12 member with thirty-two (32) hours of Compensation Time Off (CTO).

### **UNION STRONG!**

Steve Crouch  
Director of Public Employees