



State of Montana

Board of Personnel Appeals

1406 Gallatin Avenue, Helena, Montana 59601

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July 8, 1974

Larry M. Heggen
City Comptroller
City of Missoula
201 West Spruce
Missoula, Montana 59801

Dear Larry:

On May 20, 1974, the Board of Personnel Appeals received from your office standard job descriptions for two alleged "confidential" employee positions.

Neither the collective bargaining law nor the rules of the Board of Personnel Appeals provide for exclusion of "confidential" employees. An amendment was proposed and rejected during the 1974 Legislative Assembly which would have provided a basis for excluding "confidential" employees. Since the amendment was rejected, the Board does not intend to circumvent legislative authority to exclude employees from collective bargaining units.

Therefore, both the secretary assigned to the city controller and city-county personnel director and the secretary assigned to the mayor of Missoula would be included in the collective bargaining unit and would be eligible for collective bargaining activities.

Sincerely,

Robert R. Jensen
Executive Secretary

RRJ:njw

cc: Lonny Mayer
Duane Johnson

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