

P.E.R.C. NO. 2016-69

STATE OF NEW JERSEY
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of

STATE OF NEW JERSEY
(DIVISION OF STATE POLICE),

Respondent/Cross-Appellant,

-and-

Docket No. IA-2016-003

STATE TROOPERS FRATERNAL
ASSOCIATION OF NEW JERSEY,

Appellant.

SYNOPSIS

The Public Employment Relations Commission remands an interest arbitration award to the arbitrator for reconsideration and issuance of a new award establishing the terms of a successor agreement between the State and STFA. The Commission finds that the arbitrator did not follow the New Milford standard for compliance with the statutory salary cap because he relied on the State's calculations without placing the calculations in the body of the decision. Therefore, the award is remanded for the arbitrator to demonstrate how the base year and salary increase calculations meet the requirements of N.J.S.A. 34:13A-16.7. The Commission also finds that on remand the arbitrator should clarify where he addressed the statutory 16g(9) factor with respect to the transportation allowance and education incentive proposals. The Commission determines that the arbitrator was correct in deciding to include maintenance pay as part of base salary, to exclude retroactive payments from the base year salary calculation, and to include acting sergeant's pay in the base year salary calculation.

This synopsis is not part of the Commission decision. It has been prepared for the convenience of the reader. It has been neither reviewed nor approved by the Commission.