

STATE OF NEVADA
LOCAL GOVERNMENT EMPLOYEE-MANAGEMENT
RELATIONS BOARD

**INTERNATIONAL ASSOCIATION OF
FIRE FIGHTERS, LOCAL 731**
Petitioner,

vs.

CITY OF RENO,
Respondent.

ITEM NO. 471

CASE NO. A1-045681

ORDER

For Petitioner: Laurence P. Digesti, Esq.

**For Respondent: Donald L. Christensen, Esq.
Reno City Attorney's Office**

On or about April 3, 2000, the International Association of Fire Fighters, Local 731 (hereafter "Union"), filed a complaint and petition for declaratory order through its counsel and representatives, requesting an order that mandatory drug testing is a subject for mandatory bargaining for the parties, and a ruling that the implementation of such testing by the City of Reno was a prohibited practice.

A response was filed by the City of Reno on May 1, 2000, requesting a hearing on this subject because of the potential impact and further alleged that mandatory drug testing does not appear to be significantly related to the mandatory subjects of bargaining found in NRS 288.150.

This matter was scheduled for deliberations pursuant to Nevada's Open Meeting Law and the Board conducted such deliberations on the 31st day of May, 2000.

BASED upon the arguments raised in the above-described documents filed by the parties, and good cause appearing therefrom, **IT IS HEREBY ORDERED** that the complaint in this matter be dismissed, with prejudice, as it was not filed timely as required by NRS 288.110(4), i.e., within six (6) months from the date of the occurrence. In the present situation, the occurrence involving Firefighter Foster Hallman occurred in 1998.

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1 IT IS FURTHER ORDERED that the petition for declaratory order has been taken under
2 submission and pursuant to NAC 288.410, an order will be rendered within a reasonable time unless
3 this Board determines that a hearing should be conducted on this matter.

4 DATED this 28th day of June, 2000.

5 LOCAL GOVERNMENT EMPLOYEE-
6 MANAGEMENT RELATIONS BOARD

7 By David Goldwater
8 DAVID GOLDWATER, Chairman

9 By Karen L. McKay
10 KAREN L. MCKAY, Vice-Chairperson