

CASE DIGEST: *NTEU and U.S. Dep't of the Treasury, Internal Revenue Service.*, 71 FLRA 307 (2019) (Member DuBester concurring)

This case concerned the negotiability of a proposal that would allow employees on flexible schedules to earn credit hours, on federal holidays, during the same hours as the employee's normal tour of duty. The issue before the Authority was whether the proposal was non-negotiable as it conflicted with the Federal Employees Flexible and Compressed Work Schedules Act (the Act) and Office of Personnel Management (OPM) guidance on the topic. The Authority found that the proposal conflicted with the Act's definition of credit hours, as informed by persuasive OPM guidance, and was therefore non-negotiable.

Member DuBester concurred in the Order dismissing the Union's petition.

This case digest is a summary of a decision issued by the Federal Labor Relations Authority, with a short description of the issues and facts of the case. Descriptions contained in this case digest are for informational purposes only, do not constitute legal precedent, and are not intended to be a substitute for the opinion of the Authority.