

I.R. NO. 83-18

STATE OF NEW JERSEY  
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the Matter of

JERSEY CITY BOARD OF EDUCATION,

Respondent,

-and-

Docket No. CO-83-306

JERSEY CITY EDUCATION ASSOCIATION,

Charging Party.

SYNOPSIS

A Commission designee, in granting interim relief, orders that the Respondent be held directly liable for payment to employees represented by the Charging Party for the prescription bills incurred by said employees since February 1, 1983. The Respondent has failed to provide prescription coverage since February 1, notwithstanding a contractual obligation to do so under the current agreement between the parties. The Respondent's liability is to continue until an insurance carrier is designated to assume responsibility for payment of prescriptions under the Prescription Plan provisions of the agreement.

STATE OF NEW JERSEY  
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

JERSEY CITY BOARD OF EDUCATION, )  
)  
Respondent, )  
)  
-and- )  
)  
JERSEY CITY EDUCATION ASSOCIATION, )  
)  
Charging Party. )  
)

DOCKET NO. CO-83-306

INTERLOCUTORY ORDER

This matter having been opened to the Public Employment Relations Commission by Philip Feintuch, Esq., attorney for the Charging Party, and Arsenio V. Silvestri, Secretary of the Respondent, having appeared in response to an Order To Show Cause why the Commission's designee, Alan R. Howe, should not enjoin the Respondent from failing to abide by Article 27-2.1:2 of the collective negotiations agreement between the parties, which mandates, inter alia, a Prescription Plan; and it appearing, after hearing this day, that the Respondent does not dispute the fact that there has been no insurance carrier for the Prescription Plan since on or about February 1, 1983; and ~~it~~ further appearing that employees represented by the Charging Party have since that date been paying the full value of prescriptions, for which they receive receipts for future reimbursement; and it appearing further that the bidding procedure for a new insurance carrier will not be completed before May 31, 1983, after which a period of time will necessarily elapse before direct reimbursement of paid prescription bills will be made by the insurance carrier designated by the Respondent;

NOW THEREFORE, it is on this 24th day of May 1983 ORDERED that:

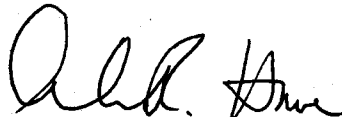
1. Effective June 1, 1983 the Respondent will be directly liable for payment to employees represented by the Charging Party of the prescription bills incurred by said employees since February 1, 1983, which liability shall continue until the date that the designated insurance carrier commences making

payment directly of the prescription bills and expenses incurred by employees represented by the Charging Party, or until said employees have received "Drug Prescription Cards" from the insurance carrier.

2. Upon the submission of paid receipts to the Respondent by said employees represented by the Charging Party, the Respondent shall make payment of the monies due within a reasonable time not to exceed twenty (20) days.

3. Either party may apply for modification of this Interlocutory Order upon five (5) days' notice to the other side and to the undersigned.

PUBLIC EMPLOYMENT RELATIONS COMMISSION



---

Alan R. Howe  
Hearing Examiner

Dated: May 24, 1983  
Newark, New Jersey