



the date hereof, employees, including the grievants, can now take advantage of the new "compensatory time" provisions.

4. The matter is now moot.

Conclusions of Law and Opinion.

Almost the identical facts were considered by this Board in the Grievance of Herbert A. Clogston, Docket #77-238. The issue of compensatory time is directly related to overtime pay. Section 1332.2 of the Regulations of the Department of Social Welfare for Personnel Administration state as follows:

"Compensatory time, in lieu of overtime pay, shall be granted upon request of the employee and with the approval of the supervisor. It shall be the normal policy of the department, however, to compensate for overtime work with cash."

These employees claim that they have a right to overtime payments in cash rather than an opportunity to request overtime payments in cash, subject to the approval of the supervisor. The alternative is time off, or compensatory time. Since the matter has now become moot, as a result of a Memorandum dated 19 April 1977 from Grant D. Taylor, Personnel Administrator of the Department of Social Welfare, the Board will accede to the wishes of the parties.

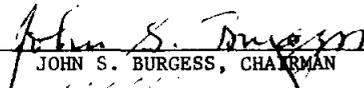
ORDER.

NOW, THEREFORE, it is hereby ORDERED that the grievance be, and it hereby is, DISMISSED.

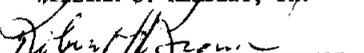
Dated at Montpelier, Vermont this 30th day of September, 1977.

VERMONT LABOR RELATIONS BOARD

By

  
JOHN S. BURGESS, CHAIRMAN

  
WILLIAM G. KENSLEY, SR.

  
ROBERT H. BROWN