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Operating Engineer Walt Kaemerer at the site of the launch pit for the SR-99 tunnel project in Seattle, Washington.
[photo] WSDOT

Local 139 Operating Engineers mining silica sand in Wyeville, Wisconsin.
[photo] Hi-Crush Partners
International Union of Operating Engineers AFL-CIO

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Send your submissions, plus photos (digital images are preferred), to Jay Lederer at jlederer@iuoe.org, or mail 1125 Seventeenth Street, N.W., Washington, D.C., 20036

Got Big News from Your Local? We want to hear about it.

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From the General President

A House Divided Cannot Stand
Politicians need to remember who they serve

ONCE AGAIN OUR elected leaders in Washington have let us down and put our economy at risk with a high stakes game of political chicken. Politicians on both sides were complicit in creating the impasse, but it’s the middle-class who has felt its worst effects. When working people and retirees are denied vital services during a government shutdown and face financial uncertainty as retirement investments and interest rates turn negative, we all lose.

For Operating Engineers, our safety and rights on the job were also compromised. The Department of Labor’s Occupational Safety and Health Administration (OSHA) furloughed more than 2,000 of its inspectors as a result of the federal government shutdown in October. That means regular inspections, responding to complaints, outreach, consultation, preparations for rulemaking—all the ways OSHA prevents injuries and illnesses rather than dealing with them after the fact—didn’t happen.

Likewise, the National Labor Relations Board (NLRB) furloughed 1,600 of its 1,611 employees nationwide. A non-functioning NLRB put collective bargaining enforcement, workplace dispute resolution, consultation, discrimination claims and other important worker protections on hold until government funding was restored.

The reckless behavior of those we elect to public office should be and will be held to account during next year’s elections. We will remember who put our economy and workplace protections at risk and we will work to elect new voices who will place the priorities of middle-class workers way ahead of partisan gamesmanship.

At the same time government agencies were forced to turn out the lights, the health insurance exchanges that are part of the Affordable Care Act (ACA) opened for business. Since the Act was passed in 2011, we have identified some unintended, but serious flaws that will have an adverse impact on our multi-employer health and welfare funds.

We have asked the Obama Administration for specific changes to lessen the burden these regulations will have on our funds prior to other major pieces of the ACA being implemented over the next year. So far, those requests have not been met.

If left unchanged, new taxes will be levied and benefit caps lifted on our health plans, creating new challenges for our funds to operate for the good of all participants. In addition, we are troubled by some employers who are already showing their intention to skirt the health insurance mandate by reducing hours.

Under the ACA, companies employing over 50 workers who work more than 30 hours per week are required to subsidize health insurance for their employees. President Obama recently postponed this employer mandate by one year, but if employers decide to cut back hours in order to avoid the regulation, our funds would come under further financial strain in the future.

The uncertainty of managing a welfare fund that has no liability caps and potentially less hours paid in puts projected fund surpluses at severe risk. Our Business Managers, Trustees, and Fund Administrators are currently undertaking the difficult task of preparing their plans to comply with the ACA regulations.

We continue to work with a coalition of labor unions and respectfully voice our concerns with the White House and federal lawmakers on these unintended, but detrimental, consequences that the ACA will have on our health and welfare funds when fully implemented. Throughout this process, IUOE senior staffers Dave Treanor and Jeff Soth have spearheaded our efforts and I want to commend them on their work. We will continue to update you on this important issue as developments warrant.

In closing, it’s important to remember that it was collective bargaining that secured our health benefits long before it was part of the social conscience. It was collective bargaining that brought the working-class into the middle-class. And it was collective bargaining that made it possible to retire with dignity after a career of hard work.

Now, as we are challenged by those who would prefer to see skilled tradesmen and women bow to economic tyranny, it is collective bargaining that continues to secure a fair wage for a fair day’s work and provide quality health benefits for our families. Strength through unity and smart use of our collective bargaining rights will continue to serve us well in the future.
Community College Honors Partnership with Stationary Engineers

FOR MANY YEARS, Local 399 and Moraine Valley have been working together to insure that their members receive the training they need to succeed in careers. Over the past summer, Moraine Valley Community College recognized Local 399 for outstanding leadership in developing and implementing an exemplary partnership that fosters student success. They presented Local 399 with the Business and Industry Partnership Award.

Thomas Phillips, Assistant Training Director was there to accept the award on behalf of General Secretary-Treasurer and President & Business Manager, Brian Hickey, Educational Fund Administrator Pat Kelly and Training Director Jim Coates.

National Training Fund Hosts Another Successful Instructor Class

THE NATIONAL TRAINING FUND held its Fall Instructors Class at the Conference Center at the Maritime Institute in Linthicum, Maryland from Sept 30 to Oct 4, 2013. There were 26 attendees for this 4½ day new instructor class. The training helps build excellent teaching techniques in adult learning and strictly follows the requirements for apprenticeship teaching established by the Department of Labor.

NEARLY THREE-FOURTHS of construction firms across the country, once hard up to find work during the recession, report they are now having trouble finding qualified craft workers to fill key spots, according to the results of an industry-wide survey conducted by the Associated General Contractors of America (AGC).

“Many construction firms are already having a hard time finding qualified workers and expect construction labor shortages will only get worse,” said Stephen E. Sandherr, chief executive officer of the Associated General Contractors of America in a statement. “We need to take short- and long-term steps to make sure there are enough workers to meet future demand and avoid the costly construction delays that would come with labor shortages.”

Of the skilled trades, contractors ranked laborers, carpenters, equipment operators, cement masons, and pipefitters as the top-five positions needing to be filled. Oil-and-gas projects siphoned off many certified equipment operators, while other trade workers hung up their tool belts to pursue other jobs during the economic downturn, according to an AGC spokesman.

The association official added that most firms expect labor shortages will continue and get worse for the next year. Eighty-six percent of respondents said they expect it will remain difficult or get harder to find qualified craft workers while 74 percent of respondents report there are not enough qualified craft workers available to meet future demand.

The AGC report urged elected and appointed officials to do more to ensure public school students have an opportunity to participate in programs that teach skills like construction. He added that skills-based programs offer students a more hands-on way to learn vital 21st century skills such as math and science. Such programs also have been proven to reduce dropout rates and give students an opportunity to earn the higher pay and benefits that come with construction jobs.

Speaking to Engineering News-Record about the report, IUOE Local 150 Business Manager and International Vice President James M. Sweeney said, “Nearly 50% of our applicants today are four-year college graduates.” In four to five years, he says, “we are going to have some of the best, well-educated operators.”

Nearly 700 construction firms participated in the survey, which was conducted during July and August of this year.

Graph: AGC of America Survey, 2013
READY OR NOT, the Affordable Care Act (ACA), also known as Obamacare, is the law of the land. Trying to look at ACA objectively is nearly impossible because of the constant media coverage of partisan bickering and outright distortion of its intended effect. At this writing, the political war between President Obama and the U.S. House of Representatives over ACA has largely closed the federal government and threatens to undermine the worldwide economic recovery by the refusal of to raise the U.S. debt limit. Unarguably, ACA is the most controversial, divisive piece of domestic law enacted in a generation.

In the short run, ACA clearly impacts both positively and negatively the health benefits delivered by IUOE health & welfare funds to over 500,000 members, spouses and dependents as well as Operating Engineers with other types of employer provided health insurance. ACA clearly provides a mandated expansion of benefits to covered IUOE families with the added coverage of adult dependents up to age 26 and the elimination of annual and lifetime limitations of benefits provided that many IUOE plans have had in place.

Providing these benefits also places additional financial burdens on IUOE health plans and the competitiveness of our contributing employers in the marketplace. For participating members, it will also result in further increases in hourly H&W contributions, a corresponding reduction of hourly wage increases and possible losses of projects to union contractors employing Operating Engineers.

Under ACA beginning in 2014, non-profit IUOE health plans will have to pay annual taxes to offset the cost for highly profitable health insurance carriers to cover individuals with high risk, pre-existing conditions that they could previously deny coverage. This tax is very unfair to IUOE funds as we enroll and provide coverage to IUOE members and their families regardless of their pre-existing conditions. As a result, we will diminish our fund reserves to offset the costs for other insurance carriers as they begin to provide coverage to their high risk enrollees just like we already provide to our high risk participants.
Most IUOE funds are self-insured, which means health benefits are designed and financed by a combination of collectively bargained health contributions, investment income and fund reserves. The removal of annual and lifetime limitations of benefits will truly be a godsend to very sick individuals, but for many IUOE health plans it will require the purchase of extremely expensive stop-loss insurance for potential coverage of exorbitantly high cost medical treatments. Without this insurance, a fund could potentially fall into bankruptcy paying the coverage for one individual.

In the long run, it is unclear whether the overall impact of ACA will positively or negatively impact IUOE health plans and the U.S. as a whole. Above is a chart created by the Kaiser Family Foundation which illustrates, for the period of 1999 to 2012, the percentages of healthcare premium inflation, worker share of that premium, worker pay and overall inflation.

The chart clearly identifies the need for healthcare reform as health premiums went up by 180% in the time period while wages increased by 47% and overall inflation by 38%. Continuing these trends is unsustainable for the U.S. economy. Aligning these trends in the future will spell success for ACA. For this to happen our nation’s political leadership must put aside their partisanship and work cooperatively to improve the law for all of us.
THE GROWTH IN domestic natural gas production has powered the creation of thousands of jobs for Operating Engineers and led to an increase in the use of this clean fossil fuel as an energy source across North America. Opportunities for IUOE members are distributed widely across the industry and our union continues to advocate at the state and federal level to leverage more union wages from extraction through limited export of liquefied natural gas.

Case in point, IUOE members throughout the Upper Midwest hold down hundreds of jobs mining silica sand for use in natural gas drilling. These work opportunities have fueled dramatic job growth in Wisconsin for members of Local 139.

“Ten years ago we barely knew the state was blessed with this unique natural resource,” says Terrance McGowan, Local 139 Business Manager and International Vice President. “Today there are hundreds of jobs for members of Local 139 mining this precious sand for the natural gas industry.”

IUOE Local 49 also expects major growth in this segment of the mining industry after recently winning legislation to encourage development of the natural resource in Minnesota.

Operating Engineers are building the infrastructure necessary to extract natural gas and deliver it to market. From the Marcellus and Utica Gas “plays” in Ohio, Pennsylvania, and New York, to the vast reserves found in Northeastern British Columbia’s Horn River Basin, Operating Engineers are building the roads, pads, and constructing the wellheads and pipelines that drive the industry. In Western Pennsylvania, members of Local 66 are busy building the pipeline and other infrastructure to bring natural gas to energy to market; in some cases with the assistance of pipeliners from across the United States.

Low prices for natural gas have caused energy-intensive manufacturing industries to return from offshore to take advantage of the North American opportunity for cheap natural gas. Petro-chemical, steel, and fertilizer industries are repowering American and Canadian facilities. Instead of making products abroad and paying the transportation costs to return the commodities to their intended destination in North America, manufacturers are building new domestic facilities and returning to production where it belongs—the United States and Canada.

Global demand for natural gas is now leading developers of the North American resource to consider exporting the clean fuel to destinations in Europe and Asia. Reduction in nuclear energy supplies in Japan after the tsunami caused that country to dramatically increase imports of liquefied natural gas (LNG) to power its economy. But the Japanese are paying more than three times what the resource costs American consumers. South Korea, India, and some members of the European Union are also in the market for LNG from North America.

The International Union of Operating Engineers has endorsed the limited export of natural gas. While major opportunities exist to build the facilities and infrastructure to liquefy and transport natural gas to foreign destinations, only a limited amount...
of export should be allowed in order to maintain the North American competitive advantage in this clean, abundant supply of energy.

Ottawa has made the export of natural gas a major national strategy. The Province of British Columbia is also moving aggressively to capture the global demand for liquefied natural gas. In the United States, separate licenses are required for every application to export natural gas to countries that don’t have a free-trade agreement.

Dozens of U.S. companies have proposed to export liquefied natural gas. The IUOE has endorsed three projects in the United States and all three sites will be built under Project Labor Agreements.

Dominion Energy’s Cove Point Project in Maryland recently received its license from the Department of Energy to export the fuel to non-Free Trade Act countries, which is a major step forward. Kiewit has the $5 billion contract to convert the current LNG import facility and will employ union construction trades throughout the project.

Two more projects in Oregon also receive the support of the IUOE -- the Jordan Cove Energy Project in Coos Bay and the Oregon LNG Project near the mouth of the Columbia River. A number of projects have been proposed in Louisiana and Texas along the Gulf Coast, but developers and owners have failed to make commitment to use the best-skilled craftspeople in the construction industry: members of the Operating Engineers.

The two projects in Oregon still await their licenses to export to non-Free Trade Act countries. All three projects await their environmental permits from the Federal Energy Regulatory Commission.

## Union Leader Campaigns to Become Mayor of Boston

**BOSTON MAYORAL CANDIDATE** Marty Walsh garnered more votes than any of his twelve opponents in Boston’s primary election for mayor which was held on Tuesday, September 24th. Walsh now advances to the November 5th general election to face the second-place finisher, Boston City Councilman John Connolly.

Marty Walsh is a second-generation Laborer, President of LiUNA Local 223 in South Boston, and former head of the Boston Metropolitan District Building Trades Council. He also represents a large Boston neighborhood, Dorchester, in the State House of Representatives.

First elected to the State House in 1997, Walsh established himself as a leader on creating and protecting jobs, economic development, and growing the economy. He is the author of landmark public construction law reforms that increased flexibility and accountability, helped pass transit-oriented mixed-use “smart growth district” legislation, and has been a strong supporter of infrastructure and zoning improvements. He has been a true Labor champion while serving in the State House.

Throughout the election, Massachusetts IUOE Locals 4 in Medway and Local 877 in Norwood have been tirelessly mobilizing their members to get Walsh elected.

“It’s our main priority to get Marty elected mayor. As Boston’s mayor, Marty would be a strong advocate for the city’s working families and he is someone who knows first-hand the issues affecting the building trades unions,” stated Local 4 Business Manager and International Vice President Louis Rasetta.
Local Spotlight

Local 286 Recognized for Service on Behalf of Hostess Workers

This year’s Organizational Mother Jones Award, presented by the Washington State Labor Council, went to three local unions that worked together to make sure that the workers who lost their jobs in the Hostess bankruptcy had the best re-employment services possible. The three unions were Operating Engineers Local 286, Teamsters Local 117 and Bakery Workers Local 9.

IUOE Local 286 petitioned the United States Department of Labor for Trade Adjustment Assistance (TAA) on behalf of approximately 115 workers from the three unions located in Seattle. The TAA program is a federal entitlement program that assists U.S. workers who lose their jobs as a result of foreign trade. Program benefits include long-term training while receiving income support. TAA provides both rapid and early assistance.

Local 286 Business Manager Richard Spencer was instrumental in the TAA process and with his support for Business Representatives Christian Dube and Michael Bolling as they worked to assist members in their time of need.

Additional assistance was provided by the Washington State Labor Council and the Seattle-King County Rapid Response Team to members who lost their jobs as a result of the bankruptcy.

Mother Jones was a fearless fighter for workers’ rights—once labeled “the most dangerous woman in America” by a U.S. district attorney. Mary Harris “Mother” Jones rose to prominence as a fiery orator and fearless organizer for the Mine Workers during the first two decades of the 20th century. She coined the phrase “Pray for the dead and fight like hell for the living.”

“Pray for the dead and fight like hell for the living.”

-Mother Jones
Over 2,300 students in union families have received money for college through the Union Plus Scholarship. The online application is now available! You can complete the application in stages and save your answers before you submit.

Who can apply:
Current and retired participating union members, their spouses and their children.

What kind of school is eligible:
The scholarship is open to students who attend or plan to attend a U.S. college, university, community college, or a technical/trade school. Students attending undergraduate or graduate schools are eligible.

Scholarship amounts:
Recipients will receive $500 to $4,000.

Deadline to apply:
January 31, 12pm (noon), Eastern Time

Scholarship recipients announced:
May 31

Details and online application available at:
UnionPlus.org/Scholarships

To receive mobile text alerts about education-related deadlines and information, text STUDENT to 22555.
Msg&Data Rates May Apply. Reply STOP to opt-out. Reply HELP or contact info@unionplus.org for help. Expect no more than 2msgs/mo.

Tayler Miller of Fairbury, IL, whose father Bruce Miller is a member of IUOE Local 150, has been awarded a $500 scholarship.
Tunnel Project a True Gem for the Emerald City

Operating Engineers keep massive public works project moving forward
LYING IN A MASSIVE OPEN PIT on the edge of Seattle’s downtown core, the cylindrical mass of machinery looks like a relic from the early days of the space program. But this craft is ready for launch—underground.

The massive machine, dubbed “Bertha,” is a 7,000-ton, 326-foot-long and 57-foot-tall deep boring drill, the largest such machine in the world. The new tunnel and the highly skilled Local 302 Operating Engineers who are building it are playing a central role in a project that will redefine Seattle’s downtown waterfront.

The drill has embarked on a route to bore a 2-mile tunnel beneath the city’s downtown and replace an unsightly, 60-year-old double-decker highway that runs along the waterfront, separating the high-rises of downtown from the majestic panorama of the Puget Sound.

The $3-billion project—being built under a Project Labor Agreement—is one of the largest public works undertakings in the country. At the height of construction, the viaduct replacement will sustain nearly 3,900 jobs, including hundreds of Operating Engineers. The drilling began in late July and much of the attention has been directed at Bertha, named for the city’s first and only female mayor and described by experts as being as sophisticated as it is gargantuan.

“Everybody’s watching Seattle,” said Douglas B. MacDonald, a former Washington state secretary of transportation, in an interview with the Los Angeles Times, “because this is the trickiest, most ambitious, most technically challenging operation now going on in the world.”

The machine, with a five-story diameter, was custom built for this project in Osaka, Japan, and shipped across the Pacific in 41 pieces before arriving at the Port of Seattle this past spring.

It was designed to handle challenges specific to this project, such as the wildly inconsistent soil created by ancient glaciers — clay, sand, silt, cobblestone and boulders up to 3 feet in diameter. Planners also had to consider the route: a path wedged between sports stadiums and an active sea port, running below a bustling commercial center.

“We like a challenge,” says IUOE Local 302 Business Manager and International Vice President Daren Konopaski,
“and our Operators have stepped up big time. The technical nature of this project—moving so much earth under a busy city center—means we are literally breaking new ground as professional Operating Engineers. Our members bring their skill and pride to this job every day.”

Before Bertha could begin her underground journey, a massive launching pit had to excavated and shored up. About 150 Operating Engineers worked on the launch pit and at other key points along the route in preparation for tunneling. Over 86,000 cubic yards of dirt were excavated for the 80-foot-deep pit.

Bertha was then assembled piece-by-piece within the pit and tested extensively before launch. By the time tunneling is completed, Bertha will displace over 850,000 cubic yards of soil and put in place 1,450 concrete rings that will house the double-decked, two-lane tunnel running between 60 and 200 feet below the ground. The existing viaduct will be demolished and replaced with a surface street and public park space.

Bertha and the Operating Engineers working on the tunnel project will have a rigorous schedule as they try to have the dig completed by September 2014 and the new roadway opened by 2015. That means the drill has to run two 10-hour shifts a day, five days a week, with another crew working a graveyard shift to handle maintenance. It’s expected to advance up to 35 feet each workday.

[right] The conveyor screw will move soil from the front of the machine to the conveyor belt that will remove it from the tunnel. [photo] WSDOT
[left] Kyle Kayser excavating the launch pit.

[above, L to R] Mike Allen, Antonio San Martin and Jerri Roberge inside the nerve center of the massive boring machine.

[right, L to R] Jeff Huber and Field Rep Marge Newgent with the 18 ton tunnel segments in the background.

[photos] Local 302
OSHA Proposes New Silica Exposure Standards

AFTER YEARS OF DELAY, OSHA has finally issued a proposed standard to protect workers from silica. This proposed new standard includes protections for both workers in construction, general industry and maritime, reducing allowable levels of dust and prohibiting unsafe work practices.

On August 23, Dr. David Michaels, administrator of the Occupational Safety and Health Administration (OSHA), announced a new proposed federal rule – supported by IUOE and other unions – to cut down worker exposure to silica.

“This proposal is expected to prevent thousands of deaths from silicosis – an incurable and progressive disease – as well as lung cancer, other respiratory diseases, and kidney disease. Workers affected by silica are fathers, mothers, sisters and brothers lost to entirely preventable illnesses,” Michaels stated.

OSHA estimates the rule would prevent 700 deaths annually, and 1,600 silicosis cases per year, once the full effects of the rule are realized.

Some 2.2 million workers are exposed yearly to silica, with 1.85 million of them in construction and the rest in general industry, including the maritime trades. The federal government’s current silica exposure standard is based on 50-plus-year-old data, outdated testing methods and was instituted in 1971, Michaels said.

Respirable crystalline silica – very small particles at least 100 times smaller than ordinary sand you might encounter on beaches and playgrounds – puts workers at risk for silicosis, lung cancer, chronic obstructive pulmonary disease and kidney disease.

OSHA’s new silica standard will cut permissible workplace exposures to silica and reduce the risk of workers becoming ill with silicosis and lung cancer.

The proposed new standard:

- Covers workers in construction, general industry and maritime.
- Sets a 50 micrograms per cubic meter of air (ug/m3)
permissible exposure limit (PEL) - this means that over the course of an 8-hour work shift, the average exposure to respirable crystalline silica cannot exceed 50 ug/m³.

- Limits workers access to areas where they could be exposed above the PEL.
- Use dust controls to protect workers from silica exposures above the PEL.
- Requires employers to reduce silica dust exposures by following the hierarchy of controls, using engineering and work practice controls first and personal protective equipment where necessary to meet the permissible exposure limit.
- Provide respirators to workers when dust controls cannot limit exposures to the permissible exposure limit.
- Requires regular exposure monitoring and medical exams for workers exposed to silica.
- Requires training for workers about the hazards of silica and appropriate control measures.

“These provisions are similar to industry consensus standards that many responsible employers have been using for years, and the technology to better protect workers is already widely available,” OSHA’s fact sheet about silica notes.

It adds that employers can protect their workers by “common dust control methods, such as wetting down work operations to keep silica-containing dust from getting into the air, enclosing an operation, or using a vacuum to collect dust at the point where it is created before workers can inhale it.

Upon the release of the proposed silica standard, General President Callahan said, “This rule is long overdue and it will save lives. Responsible employers are already meeting the proposed OSHA standard. But every worker deserves protection from deadly workplace diseases.”

Other union leaders also welcomed the proposed silica exposure rule, but AFL-CIO President Richard Trumka warned that business might still try to stop it - a common tactic it used against virtually every OSHA plan.

“This rule is only a proposal - workers exposed to silica dust will only be protected when a final rule is issued. Some industry groups are certain to attack the rule and try to stop it in its tracks. The AFL-CIO will do everything we can to see that does not happen.”

The proposed silica rule was published in the Federal Register September 12, 2013, and public hearings commence on March 4, 2014.
Right-to-Work (for less)

Indiana Court Tosses State’s Right-to-Work Law

AN INDIANA CIRCUIT COURT JUDGE has tossed out the state’s new controversial “right to work” law, agreeing with the Operating Engineers that the statute violates the state’s constitution.

The Sept. 10 announcement by General President James T. Callahan, in the middle of the AFL-CIO Convention in Los Angeles, brought a rousing cheer from the thousands of delegates and guests gathered there.

Indiana’s law is one of a host of anti-worker initiatives that big business and its GOP handmaidens have pushed through various states after the Republican 2010 electoral sweep. Michigan’s GOP legislature and governor enacted a RTW law in a lame-duck session late last year. Several other states, including Missouri, Ohio, Oregon and Pennsylvania are facing similar threats.

The catch in Indiana, explained Operating Engineers Local 150 spokesman Ed Maher, is a state constitutional provision that says “particular services shall not be taken without just compensation.”

Right-to-work (for less) laws make paying union dues optional for workers whom unions represent - but the unions must still represent them in grievances, bargaining, legislation, and more. RTW laws produce millions of “free riders” and rob unions of money for representation. That’s why they’re a favorite conservative cause.

Lake County Superior Court Judge John Sedia ruled Indiana’s RTW law creates “a criminal offense for a union to receive just compensation for particular services federal law demands it provide to employees.” He said “the court therefore has no choice but to find” RTW “violates Article 1, Section 21 of the Indiana Constitution.”

“This is a victory for the middle class,” said Local 150 president-business manager and International Vice President James M. Sweeney in a statement following the judge’s ruling. “These laws are nothing but thinly-veiled tools to weaken unions, and this is a big win for workers who rely on unions to provide decent wages and benefits. We pledged on the day that this law was passed that they hadn’t seen the last of us, and we are delighted with this ruling.”

Maher said the Indiana constitution’s provision is unique, and enforcing right-to-work produced a head-on collision between the state law and the state’s basic charter, though federal labor law lets states enact RTW statutes. The constitution won.

The union challenged five statutes overall, but lost on the other four. “But we were delighted” by Sedia’s ruling, Maher said. “It’s like buying five lottery tickets, and winning one.” Sedia’s ruling now goes to the Indiana Supreme Court for review.

[Top] Members of IUOE Local 150 rally the crowd of union members and supporters outside the Indiana statehouse against that state’s right-to-work law in 2012.

For more on right-to-work (for less), visit www.iuoe.org
THE PENNSYLVANIA BUILDING TRADES has called for a boycott of Yuengling beer in response to a statement made by the head of the brewing company endorsing a “right-to-work” law in that state.

“We’re against anyone who’s for a right-to-work law in this state,” Gary Martin, vice president of Pennsylvania State Building and Construction Trades Council, according to The Republican-Herald.

Richard L. “Dick” Yuengling said the state would attract more business if it adopted a right-to-work policy that would make it more difficult for unions to organize, according to The Associated Press.

Right-to-work bills prohibit requirements that employees join a union or pay union dues or fees as a condition of employment. Such bills have languished in the Republican-controlled Legislature, while critics contend the real intent - to bleed unions of money and bargaining power - would destroy the middle class, according to the AP.

There are 24 states that have right-to-work laws and “not one of them has ever proven that that helps the worker,” Martin said.

The average worker in states with ‘right-to-work’ laws makes $1,540 a year less when all other factors are removed than workers in other states, according to the AFL-CIO.

“It’s too bad Yuengling has taken such an anti-worker position. I hope Operating Engineers everywhere will think twice before buying that brand. Maybe they’ll just order a different kind of beer instead,” said Local 66 Business Manager and International Trustee James Kunz, Jr upon hearing the news.

The Pennsylvania State Building and Construction Trades Council is made up of 16 regional councils and more than 115 local unions from 15 international construction trades unions including IUOE Locals 66 and 542.

Martin said he’s encouraging a boycott of all Yuengling products. “We want to support people who support us. So we’ll drink Miller and Budweiser and Pabst Blue Ribbon.”

Find a complete union friendly beer list on page 30.
IN SEPTEMBER, the AFL-CIO convened its quadrennial convention in Los Angeles, California. Delegates from the federation’s fifty-seven unions held discussions and passed resolutions on a variety of issues including immigration reform, broadening the labor movement and shaping the economics of shared prosperity.

General President Callahan led the IUOE delegation at the convention and served as a member of the Shared Prosperity in the Global Economy Committee which developed several recommendations leading into the convention.

“To see so many unions all together and the diversity of people and occupations makes me even more proud to be a union member. It’s been a great experience,” she said.

Several speakers addressed delegates throughout the proceedings including Nobel Prize Economist Joseph Stiglitz, U.S. Senator Elizabeth Warren and Secretary of Labor Thomas Perez.

“The labor movement,” Secretary Perez told delegates, “is one of the greatest forces for middle-class economic security. An economy that grows from the middle out can only be achieved if we continue to have a dynamic and empowered labor movement in America.”

Perez also promised that the Obama administration’s Department of Labor will protect the rights of workers to join unions and collectively bargain, enforce the nation’s wage and hour laws—including prevailing wage protections for construction workers—ensure safe workplaces and provide opportunities for workers to acquire the skills “to compete for today’s and tomorrow’s jobs.”

In the midst of the proceedings, General President Callahan made an announcement that electrified the crowd. “Brothers and Sisters, I bring good news,” Callahan began from a microphone on the convention floor, “today a judge in Indiana has declared that state’s newly enacted Right-to-Work law unconstitutional!”

A rousing and sustained cheer brought hundreds of delegates to their feet. After concluding his announcement about IUOE Local 150’s successful court challenge, AFL-CIO President Richard Trumka quipped, “Thank you Brother Callahan. That’s good news indeed. And we sure could use some of that for a change.”

By invitation of the General President, Local 3 Apprentice Sabrina Martin also served on the committee and attended the convention as an IUOE delegate. Ms. Martin, a heavy-equipment Apprentice Operator from Vacaville, California, found the whole experience energizing.
LOCAL 793 BUSINESS MANAGER and International Vice President Mike Gallagher has been presented with the 2012 Roy A. Phinnemore Award for his contributions to improving health and safety in Ontario’s construction industry.

The award was presented at the annual general meeting of the Infrastructure Health and Safety Association (IHSA) on Sept. 18 in Mississauga.

IHSA president and CEO Al Beattie and Local 793 president Joe Redshaw, who is co-chair of the IHSA board of directors, presented the award to Gallagher. Redshaw told the audience that Gallagher, who was president of the Construction Safety Association of Ontario in 2005, is deserving of the award because he has been very active in promoting worker safety and has led many initiatives to make worksites safer.

After accepting the award, Gallagher thanked the IHSA, noting it’s a “tremendous privilege” to receive such an honour. In his remarks, Gallagher called on stakeholders at the meeting, as well as the IHSA and the province to do more to protect young workers in Ontario’s construction and other industries.

“The message I’d like to leave you with is that we’ve got to look after our young people. Young people, when they’re starting out, are vulnerable workers and they need our help. “We want to attract young people but let’s give them the tools they need to be successful and the proper training that they need to do the job safely and well.”

Gallagher said young workers in Ontario have 50 lost-time injuries every day. “That comes to more than 18,000 workers, young people that are under the age of 25 that get injured when they go out to work in the province of Ontario, so I really want to call upon you and the association and the Ontario government to step it up and fix that problem because that’s not right.”

He encouraged stakeholders, the IHSA and the province to provide better entry-level training for young workers. “I call upon you to do more and that includes me and my group. We’ve got to do more to make sure young people can go and do the job and have a healthy career throughout their lives.”

Gallagher noted that a prevention council has been set up under chief prevention officer George Gritziotis, but more time, money and manpower should be devoted to accident prevention. “I would call upon that prevention council to become more aggressive, be more active.”

Gallagher’s father, the late Gerry Gallagher, founder of Local 183 of the Labourers, was posthumously awarded the Phinnemore award in 1993.

[L to R] IHSA president and CEO Al Beattie, Local 793 business manager and IUOE VP Mike Gallagher, and Local 793 president Joe Redshaw.
Death benefits paid July - September 2013

July 2013

Local 003
Alameda, CA
Kenneth Anderson
Jean P. Barbier
Stephan Brmaj
Raymond Hirahara
Roy C. Hook
Matthew F. Pacheco
James Pino
Billy Reeves
H. A. Rowland
Jim Simmons
Harold Smith
Mervyn Stayton
David R. Wilkins
John Williamson
Norman Wright
Local 006
Kimber Edmunds

Local 009
Denver, CO
William H. Fox

Local 012
Pasadena, CA
Clay Dobyns
Paul Higon
Frank E. Labarge
A. Liebrenz
Rudolph E. Lopez
John Willingham
Local 014
Lindsey Tubman

Local 016
Jim Atkinson

Local 017
Lakeview, NY
James B. Slattery

Local 018
Cleveland, OH
Robert L. Eppley
Mickey George
Eugene G. Hinerman
Sidney Howard
Guy F. Selleck
John W. Spring
George J. Tack
Frank Wyco

Local 025
Millstone Town-
ship, NJ
Richard D. Curley
Thomas J. Halligan

Local 030
Richmond Hill, NY
Robert J. Ferguson
Local 039
Sacramento, CA
Carl Padover
Edwin Parmelee
Local 049
Minneapolis, MN
John E. Dietel
Owen Haeg
William R. Wilson
Local 066
Pittsburgh, PA
George W. Graff
Raymond G. Merritt
Larry W. Reouge
Local 077
Suidland, MI
Marcel O. Delisle
Atler Stanley
Local 101
Kansas City, MO
Donald Alexander
Gerald E. Boldra
Gale Knoche
Local 103
Indianapolis, IN
Oliver Tobias
Local 115
Burnaby, BC
Tony Caron
Emile G. Carrier
Maurice G. Malcolm
Lionel D. Raitton
Joe Savoie
Paul Serko
Ronald W. Smith
George Sward
Lindsay Tubman
Local 123
Welch, OK
Donald K. Summer
Local 138
Farmingdale, NY
Arthur Aleggio Jr
Peter Laspina
Local 143
Chicago, IL
Robert F. Benson
Local 148
Saint Louis, MO
Irvin H. Reining

Local 150
Countryside, IL
Billy D. Allison
Harold L. Brumley
James E. Dowling
Edward Vanderbilt Jr
Frank G. Witvoet
Local 158
Glenmont, NY
Charles Altmann
Alvin G. England
John J. Murphy
Richard B. Sandal
Carl L. Thomas
John W. Whitney
Local 181
Henderson, KY
William J. Carman
Lee J. Russell
Robert O. York
Local 234
Des Moines, IA
Russell S. Dougan
Local 280
Richland, WA
Ernest G. Kennedy
Local 302
Bothell, WA
Ralph H. Esary
Donald Q. Wicks
Local 317
Oak Creek, WI
Kenneth Nordall
Local 324
Bloomfield Township,
MI
Frank Bickley
Dale D. Chaffee
Sumner Crandall Jr
David V. Huntley
Valentine Krajnak
Harold L. Price
Roy K. Rains
Mario Russo
Robert J. Sharon
Local 347
Theodore J.
Hothusen
Local 369
Cordova, TN
James C. Dean
Local 370
Spokane, WA
Vernon G. Mcathur
Local 399
Chicago, IL
John P. Coughlan
William R. Ruhl
Local 406
New Orleans, LA
Charles Jenkins
Local 428
Phoenix, AZ
Delmer D. Burnett
Jim E. Sullivan
Local 450
Mont Belvieu, TX
J.D. Norris
Billy J. Stark
Local 478
Hamden, CT
Tecle L. Edwards
John J. Mitchell
Richard S. Osiowicz
Local 513
Bridgeston, MO
Robert Flaherty
Norman Schmieder
Local 520
Granite City, IL
Oscar Ambery
Donald A. Sparanee
Local 525
Louis H. Zimmerman
Local 542
Fort Washington, PA
Charles Heimbach
Joseph B. Lescauvage
William A. Wootters
Local 543
Walter Okerwall
Local 564
Richwood, TX
James S. Guest
Local 627
Tulsa, OK
Oliver E. Johnson
Local 649
Peoria, IL
Samuel H. Cunningham
Clyde M. Janssen
Local 653
Mobile, AL
Robert L. Driver Jr
James H. Grissett
Local 660
Billie Thomason
Local 700
Robert Naylor
Local 701
Glendale, OR
Lyle Brown
Local 793
Oakville, ON
Antonio Bortolin
George R. Carter
Local 825
Springfield, NJ
Alfred E. Long
Edward J. Neill
Stephen Rinko
Douglas Williams
Local 826
D.W. Jones

Local 832
Rochester, NY
Harry M. Scudder
Local 841
Terre Haute, IN
Randall G. Ledbetter
Local 891
Brooklyn, NY
James G. Pownner
Local 900
Oak Ridge, TN
Charles G. Wilson
Local 912
Columbia, TN
Jerry F. Grimes
Local 917
Chattanooga, TN
Zack S. Price
John W. Shields Jr

August 2013

Local 001
Northglenn, CO
Victor L. Shockley
Local 002
St. Louis, MO
H. E. Smick
Local 003
Alameda, CA
Chester Brzyscz
Robert Deusenberry
James Holstine
Edward Hookano
Alex A. Johnson
Henry S. Lopez
John K. Naeole Jr
Milton Pearce
Jerry Sakota
Troy Scarberry
William F. Slagle
Verne H. Smeaton
Frank Souza
Leo Terry
Kenneth Tokishi
Local 004
Medway, MA
William P. Delapiro
Robert J. Mayer
Keith A. Mckeen
Local 009
Denver, CO
Jake Beards
Leonard D. Fahri
Lee Pinello Jr
Local 012
Pasadena, CA
Virgil Allee
Thomas Beard
Arnold Hannig
Gilbert Hernandez
Don Hubbard
James Kennedy
Local 039
Sacramento, CA
Kenneth Norred
Local 049
Minneapolis, MN
Roy Hoffman
John H. Swenson
Reuben J. Faisten
Local 057
Providence, RI
Angelo Acciardo Jr
Local 066
Pittsburgh, PA
Russell S. Liston
Lee Lopez
Denis G. McNulty
Robert Miracle
Harold Moore
Carl E. Nungesser
Alvin Pennington
Alessandro Recchia
R.L. Reece
Arthur T. Schunk
Roger Walting
Richard Wehmen
Harry D. Woods
Local 014
Flushing, NY
John J. Erickson
Local 015
Long Island City, NY
Vito R. Bartolotta
John Durk
Michael Hearty
Raymond Rizzo
Local 016
Levi L. Hale
Local 017
Lakeview, NY
Eugene Anticola
Local 018
Cleveland, OH
Modesto Alberico
Herman Bowman
William R. Bunting
Robert S. Cripps
Frank P. Fisher
Russell Hilty
Charles R. Long
Herbert Pencil
Paul E. Smithberger
Robert F. Webb
James Wright
Local 025
Millstone Town-
ship, NJ
Edward R. Holowaty
Paul S. Kekich
Richard D. Mckee
Clarence J. Spires
William J. Ulbrich
Nicholas Viglione
Local 068
West Caldwell, NJ
Michael J. Hresko
Frederico S. Regner
Thomas Uteniewicz
Local 101
Kansas City, MO
Neil W. Bartholomew
George V. Lacen
G. E. Payne
Local 103
Indianapolis, IN
Ronald Achenos
Robert Cates
Local 115
Burnaby, BC
Patrick Moshenko
Mario Vigini
Local 137
Briarcliff Manor, NY
Ralph Gervasi
Local 139
Pewaukee, WI
Olen Hecht
David Horst
Donald H. Magedanz
Carol Messinger
Howard A. Sippel
John J. Tilken
Local 148
Saint Louis, MO
Thomas V. Farris
Sherman E. Greer
Roger C. Kuhlmann
Local 150
Countryside, IL
Robert G. Franzen
Gerald Cathammer
Gene T. Jarock
Bobby D. Kirby
Jack E. Konley
Gerald A. Nelson
James A. Norton
Joseph C. Oliver
Martin E. Olson
Clint P. Papajr
Clifton Sanders
Sherwood H. Thomas
Thomas J. Trottier
Roger W. Winn
Floyd L. Younger
Local 158
Glenmont, NY
David E. Betker
Verle J. Coleman jr
Harvey W. Eyles
Hugh F. Fair
Thomas R. Gower
Edward R. Holowaty
Paul S. Kekich
Richard D. Mckee
Clarence J. Spires
William J. Ulbrich
Nicholas Viglione
The Ultimate Union Beer List

Each time you buy a union beer, you’re helping support good middle-class American jobs. Thousands of union members of all over North America produce quality beer and do so while earning fair wages and good benefits. Find your favorite brew on the list below and give cheers knowing that you are supporting members of United Food and Commercial Workers (UFCW), the International Association of Machinists and Allied Workers (IAMAW), the International Brotherhood of Teamsters (IBT), the United Automobile, Aerospace and Agricultural Implement Workers of America (UAW), and the International Union of Operating Engineers (IUOE).

Alexander Keith’s IAMAW
Anheuser-Busch IAMAW, IBT, IUOE
Bass IAMAW
Beck’s IAMAW
Bud Light IAMAW, UFCW, IBT
Budweiser IAMAW, IBT
Budweiser American Ale IAMAW
Busch IAMAW
Czechvar IAMAW
Dundee Craft Beer IBT
Genesee Brewery IBT
Goose Island IAMAW
Hamm’s IAMAW, UAW
Henry Weinhard’s Blue Boar Pale Ale IAMAW, UAW
Henry Weinhard’s Private Reserve IAMAW, UAW
Hoegaarden IAMAW
Icehouse IAMAW, UAW
Kirin IAMAW
Labatt’s Blue UFCW, IBT, IUOE
LaBatt’s Blue Light UFCW, IUOE
Landshark Lager IAMAW
Leffe Blonde IAMAW
Lionshead IUOE
Mad River Brewing Co. IAMAW
Michelob IAMAW
Miller Beer IAMAW, UAW
Miller Genuine Draft IAMAW, UAW
Miller High Life IAMAW, UAW
Miller High Life Lite IAMAW, UAW
Miller Lite IAMAW, UAW
Miller Lite Ice IAMAW, UAW
Milwaukee’s Best IAMAW, UAW
Milwaukee’s Best Ice IAMAW, UAW
Milwaukee’s Best Light IAMAW, UAW
Molson’s IUOE
Natural Ice IAMAW
Natural Light IAMAW
O’Doul’s IAMAW
Olde English 800 IAMAW, UAW
Pabst UAW
Red Dog UAW
Rolling Rock IAMAW
Sam Adams IUOE
Sharp’s IAMAW, UAW
Shock Top IAMAW
Sparks Malt IAMAW
Staropramen IAMAW
Stegmaier IUOE
Stella Artois IAMAW
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