

Local 1067



AFSCME[®]

Making Higher Education Happen in Massachusetts

October 2019

Newsletter

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What's New...

Staff Representatives for Higher Education

Please see the Staff

Representatives below and their contact information for your particular College/University.

Berkshire Community College
 Bridgewater State University
 Bristol Community College
 Bunker Hill Community College
 Cape Cod Community College
 Fitchburg State University
 Framingham State University
 Greenfield Community College
 Holyoke Community College
 Massachusetts Bay Community College
 Massachusetts College of Art & Design
 Massachusetts College of Liberal Arts

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 Sheila Kearns
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 Ashley Peel
 Sheila Kearns
 Dan Morse
 Dan Morse
 Dan Morse
 Rebecca Hebert
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 Ashley Peel
 Ashley Peel
 Rebecca Hebert

Massachusetts Maritime Academy
 Massasoit Community College
 Middlesex Community College
 Mt. Wachusett Community College
 North Shore Community College
 Northern Essex Community College
 Quinsigamond Community College
 Roxbury Community College
 Salem State College
 Springfield Technical Community College
 Westfield State University
 Worcester State University

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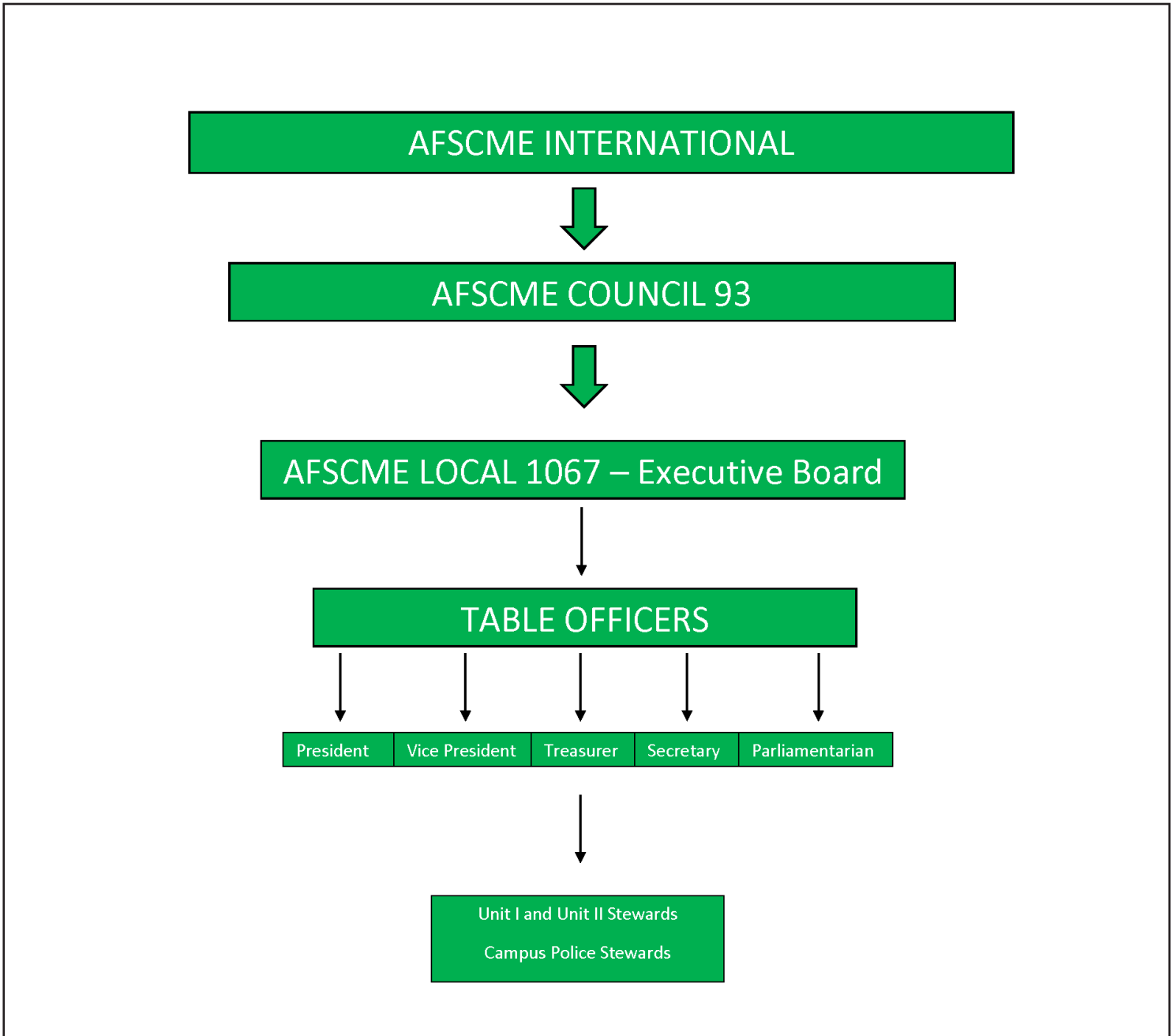
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Info you can use...





Columbus Day



Columbus Day in the United States

The first Columbus Day celebration took place in 1792, when New York's Columbian Order—better known as Tammany Hall—held an event to commemorate the historic landing's 300th anniversary.

Taking pride in Columbus' birthplace and faith, Italian and Catholic communities in various parts of the country began organizing annual religious ceremonies and parades in his honor.

In 1892, President Benjamin Harrison issued a proclamation encouraging Americans to mark the 400th anniversary of Columbus' voyage with patriotic festivities, writing, "On that day let the people, so far as possible, cease from toil and devote themselves to such exercises as may best express honor to the discoverer and their appreciation of the great achievements of the four completed centuries of American life."

In 1937, President Franklin D. Roosevelt proclaimed Columbus Day a national holiday, largely as a result of intense lobbying by the Knights of Columbus, an influential Catholic fraternal organization.

Columbus Day Alternatives

Controversy over Columbus Day dates back to the 19th century, when anti-immigrant groups in the United States rejected the holiday because of its association with Catholicism.

In recent decades, Native Americans and other groups have protested the celebration of an event that resulted in the colonization of the Americas, the beginnings of the transatlantic slave trade and the deaths of millions from murder and disease.

European settlers brought a host of infectious diseases, including smallpox and influenza, that decimated indigenous populations. Warfare between Native Americans and European colonists claimed many lives as well.

Indigenous Peoples Day

The image of Christopher Columbus as an intrepid hero has also been called into question. Upon arriving in the Bahamas, the explorer and his men forced the native peoples they found there into slavery. Later, while serving as the governor of Hispaniola, he allegedly imposed barbaric forms of punishment, including torture.

In many Latin American nations, the anniversary of Columbus' landing has traditionally been observed as the Día de la Raza ("Day of the Race"), a celebration of Hispanic culture's diverse roots. In 2002, Venezuela renamed the holiday Día de la Resistencia Indígena ("Day of Indigenous Resistance") to recognize native peoples and their experience.

Several U.S. cities and states have replaced Columbus Day with alternative days of remembrance. Alaska, Hawaii, Oregon and South Dakota have officially replaced Columbus Day with Indigenous Peoples Day, as have cities like Denver, Phoenix and Los Angeles.

When Is Columbus Day?

Columbus Day was originally observed every October 12, but was changed to the second Monday in October beginning in 1971.

In some parts of the United States, Columbus Day has evolved into a celebration of Italian-American heritage. Local groups host parades and street fairs featuring colorful costumes, music and Italian food. In places that use the day to honor indigenous peoples, activities include pow-wows, traditional dance events and lessons about Native American culture.





New Legislation!



Council 93 Executive Director Mark Bernard and Legislative Director Jim Durkin had the opportunity to meet with Secretary of State Bill Galvin this afternoon as he signed legislation into law that is aimed at helping public-sector unions remain strong and continue to grow following last year's Supreme Court Decision on Janus V. AFSCME.

The legislation was supported by a unanimous coalition of public-sector unions led by the Massachusetts AFL-CIO. Secretary Galvin was required to sign the bill into law since it was passed over a veto by Governor Baker. The legislature overrode Governor Baker's veto last week by a vote of 155-1 in the House and 39-1 in the Senate.

Highlights of the new law include but are not limited to:

- Mandated, 30-minute new employee orientation sessions with all newly-hired, public-sector workers to discuss the benefits of union membership.
- Protection of members' personal contact information from outside organizations other than our union via the exemption of this information from public records laws.
- The OPTION of charging non-dues paying members "reasonable costs and fees, including arbitrator fees and related attorney fees for grieving or arbitrating a matter."
- The ability to use public employers' email systems to communicate with bargaining unit members regarding official union related matters.

Council 93 thanks Secretary Galvin for inviting us to be part of this historic occasion.



Additional Steward Training!

Need a refresher, are you a new steward? Then this training is for you!

Sign-up TODAY!

AFSCME Council 93 Steward's Training

AFSCME Council 93 will be conducting a Union Steward's Training for any AFSCME member that is interested in attending.

Topics:

- Rights as a Union Member
- Local Union Steward Duties
- Grievances
- Understanding Your Contract
- Advocating for Your Members

October 19th
9am to 3pm

Bellingham Memorial Middle
School

130 Blackstone Street
Bellingham, MA

RSVP to Cory Bombredi
cbombredi@afscme93.org or 617.367.6040





Hire Your Boss- Register to Vote

As public-sector union employees, our economic stability is directly impacted by the decisions of men and women who are elected to public office at every level.

A large number of **AFSCME Local 1067** members are not registered to vote or registered at the wrong address- *are you one of them?* Check to see if your registration is up to date!

By voting you have a say in:

- Funding for the services we provide
- Our healthcare and retirement benefits
- Our rights to collectively bargain for better pay, benefits and working conditions

Voting gives public-sector workers have the unique ability to have a say in the hiring of our boss. That's why it's so important for us to register to vote and turn out to cast our ballot on election day. You can help elect local, state and federal candidates who will fight for us and the issues we care about most.

Are you registered to vote in the next election? <https://vote.gov/>

STATE VOTER REGISTRATION INFORMATION:

State Specific Pages and Details:

- Massachusetts- <https://www.sec.state.ma.us/ovr/?ref=voteusa>
§ Massachusetts allows residents to register online.
- Maine- <https://www.maine.gov/sos/cec/elec/voter-info/voterguide.html>
§ Maine allows residents to register by mail, not online.
- New Hampshire- <http://sos.nh.gov/Elections.aspx>
§ New Hampshire requires residents to register in person at their local election office.
- Vermont- <https://olvr.sec.state.vt.us/?ref=voteusa>
§ Vermont allows residents to register online.





Have fun...
...be safe!





Organizing 03's/part-time employees!

We are ramping up the campaign to organize part-time employees!
Schedule a meeting at your college/university, TODAY!!!

Contact: David Nagle at dnagle@afscme93.org

Please come to a meeting to find out how you can become a union member.

Some facts about AFSCME Local 1067 and Council 93:

- AFSCME represents more than 1.6 million members nationwide, with more than 35,000 members of AFSCME Council 93 in Massachusetts. There are over 3,000 members of AFSCME Local 1067 at the Massachusetts state universities and colleges.
- Widely recognized as a powerful and effective voice for workers at the negotiating table, AFSCME consistently secures the best wages and health insurance coverage for our members.
- We have over 500 members who are on the 03 payroll at UMass Amherst and they have a contract with benefits.

We would like to explain the process of how you can become a member of AFSCME Local 1067.

We will be asking 03 employees who are interested in the union to sign union authorization cards. These cards will allow us to request recognition from the Board of Higher Education. Then we can begin the process of negotiating a contract for 03 employees.

You would be entitled to all of the following and much more:

- Wages and benefits negotiated by AFSCME
- Representation for grievances arising under the contract, including representation by a steward, a staff representative, and an attorney if needed.
- Protecting your interests on Beacon Hill with experienced lobbyists
- Assist you with public & media relations
- Access to the AFSCME Advantage Program which provides substantial discounts on everything from auto insurance, to travel discounts, to mortgage and refinance programs, and free college tuition for you and your family members!

Interested?



The meeting will take place on the following date, time, and location. We hope to see you there!



Date: _____

Time: _____

Location: _____



NOTE: Form 30's are ONLY to be used for desk audits when applying, or if you are being considered for a reclassification!



THE COMMONWEALTH OF MASSACHUSETTS
 BOARD OF REGENTS OF HIGHER EDUCATION
 ROOM 619, MCCORMACK BUILDING
 ONE ASHBURTON PLACE
 BOSTON, MASSACHUSETTS 02108-1530

TO: State and Community College Personnel Directors
 FROM: Carleton H. LaPorte, Jr. *CL*
 Vice Chancellor/Director of Employee Relations
 RE: AFSCME, 1067 - Coalition One Agreement
 DATE: August 30, 1985

The Employee Relations Division of the Board of Regents has received several complaints relative to the use of "Form 30's". Please be advised that it is the position of this office that "Form 30's" are to be used as an "information gathering" tool and should not be used to replace existing job specifications either in postings or advertisements.

In the 1983-1986 Collective Bargaining Agreement, we have agreed with AFSCME that the "classification structure and the accompanying job specifications have been created by the Commonwealth through its Department of Personnel Administration for the purposes of describing the duties and responsibilities of each job title." (Article 23, Section 1.C.).

However, as you are aware, these job specifications are descriptive rather than restrictive and employees may be assigned incidental, related or emergency duties.

If you have any questions in this regard please contact me.

cc: Erika Pinault
 Sharon Fiske



Public Safety Protection Program: PORAC LDF PLAN II

GENERAL

- Providing representation to public safety officers since 1974
- Run by peace officers for peace officers
- The largest and oldest legal plan in the nation
- No cap on benefits
- Panel of experienced attorneys

Coverage for Acts or Omissions Within The Scope Of Employment

CIVIL

- When your employing agency defends and indemnifies you, the Plan will provide you with an experienced attorney to monitor your case to ensure you receive quality representation, free of any conflicts of interest between you and the employer or other involved officers. The civil monitor will also be available to answer your questions and address your concerns about the case throughout the process. If your employing agency refuses to defend you, then you will be provided with your own experienced, independent civil attorney to represent you in the case.
- If there is:
 - A legal conflict of interest between you and your employer
 - Inadequate representation by your employer
 - A considerable likelihood that punitive damages could be awarded against you
 - If your employer refuses to represent you for an act or omission within the scope of your employment
- You will be provided with independent counsel by the Legal Defense Fund.

AFSCME PSPP members can contact the LDF plan at (888) 556-5631 for any incidents covered. The AFSCME Advantage Coordinator can be reached at (800) 588-0374.

**CRIMINAL**

- Full representation by an experienced criminal attorney from the onset of the investigation through trial
- This benefit is available no matter what agency does the investigation:
 - Local
 - State
 - Federal
 - FBI

CIVIL AND CRIMINAL COVERAGE:

- Customary and Usual Services:
 - Investigators
 - Expert Witnesses
 - Polygraphers
 - Court Reporters
 - Court Costs
- Conflict coverage - each member gets separate counsel

NO CAP ON BENEFITS -- The PORAC Legal Defense Fund prides itself on a long history of providing unlimited access to attorneys, experts, and investigators when reasonably needed to protect its members.

EXPANSIVE LIST OF EXPERIENCED PANEL ATTORNEYS -- The PORAC Legal Defense Fund only engages highly experienced and well-qualified attorneys, with a history of representing public safety personnel. If you have an existing relationship with a local attorney and would like to submit their information for inclusion on the panel, please contact the PSOAA Administrator at admin@psoaa.org.

24-HOUR COVERAGE -- The PORAC Legal Defense Fund has attorneys available 24 hours a day, 7 days a week to handle emergency or critical incidents: (888) 556-5631.

- Criminal – All PSOAA members will receive representation by an experienced criminal defense attorney from the first indication of potential criminal exposure (e.g. shooting, death in custody, use of force resulting in serious physical injury) arising from an act or omission within the scope of employment.
- Civil – All PSOAA members will receive representation by an experienced civil attorney when a member is sued for an act within the scope of employment, but the employing agency refuses to defend the member. When the member's employing agency defends, but fails to fully indemnify that member, the Plan will provide an experienced attorney to monitor the case.

AFSCME PSPP members can contact the LDF plan at (888) 556-5631 for any incidents covered. The AFSCME Advantage Coordinator can be reached at (800) 588-0374.



NEED TO FILE A CLAIM - As a PSOAA member and you need to file a claim simply call PORAC at (888) 556-5631. You will briefly speak with a case coordinator who will determine your eligibility for benefits. If your case is coverable you will be referred to an attorney or law firm in your area. Most calls take no more than four or five minutes.

BEEN INVOLVED IN A CRITICAL INCIDENT OUTSIDE OF NORMAL BUSINESS HOURS? - The 24-hour a day, 365 day-a-year PORAC hotline is available for all critical incidents such as shootings, deaths in custody, and vehicle pursuits resulting in death or serious injury. When you call (888) 556-5631 outside of normal business hours your call will be answered by an answering service and then transferred to a representative from the Legal Administrator's office. In most cases the Administrator's office is able to get an attorney to respond within 10 to 15 minutes.

DISCLAIMER

The PORAC Legal Defense Plan (LDF) is a non-profit ERISA trust fund, and the coverage it offers is separate and apart from any other plan offered through the Public Safety Officers of AFSCME Association (PSOAA) and the AFSCME Public Safety Protection Program. LDF is not related to any other PSOAA benefit provider. LDF has not entered into any relationship with any other PSOAA benefit provider. LDF is not the representative of any other PSOAA benefit provider and is not responsible for any representations or benefits which may be offered by another benefit provider. If you have any questions about LDF, please contact the LDF Legal Administrator or the Administrator's designated representative. Only they may answer questions regarding the benefits and coverage LDF provides.



AFSCME PSPP members can contact the LDF plan at (888) 556-5631 for any incidents covered. The AFSCME Advantage Coordinator can be reached at (800) 588-0374.

Note:

<https://www.psoaa.org/faq.php> website.

Group: AFSCME Public Safety locals can elect to sign up their entire local or segments of their local for the Public Safety Protection Program.

Sign-up and payments are handled by the local.

The per-member cost for this option is \$15.75 per quarter (\$5.25 per member per month).

As stated in previous newsletters the Local is willing to pay for the first six months.



Weingarten Rights!

Weingarten Rights. Know them, Use them! (SAVE THIS INFORMATION)

If you are unsure if they apply, ask for them anyway. Better to be safe than sorry.

Know your rights! Please read below!

Employee Rights in “Weingarten” Meetings – Know Them, Use Them!

Beware that management ***is not*** obligated to inform employees of their Weingarten rights – employees must ***ask for them***.

Unlike Miranda rights –where police are required to tell a suspect of his/her right to an attorney, etc. – employees must ask for their Weingarten rights.

Weingarten – State the following:

“If the discussion in this meeting could in any way lead to my being disciplined or terminated or impact on my personal working conditions, I request that my steward, local officer or union representative be present.

Without union representation, I choose not to answer any further questions at this time.

This is my right under a Supreme Court decision called Weingarten”.

Weingarten rights apply during investigatory interviews when a supervisor ***questions*** an employee to obtain information that could be used as grounds for discipline for either you or a colleague. When an employee believes such a meeting may lead to discipline, he/she has the right to request union representation.

These basic Weingarten rights stem from a Supreme Court’s decision.

- The employee must request representation before or during the meeting.
- After an employee makes the request, the supervisor has these choices:
 - grant the request and wait for the union representative’s arrival;
 - deny the request and end the meeting immediately; or
- give the employee the choice of either ending the meeting or continuing without representation.

(Never, ever, ever, continue without representation! EVER!)

If the supervisor denies the request and continues to ask questions, the employee has a right to refuse to answer!

In addition, the supervisor is committing an unfair labor practice.

As always, call your Chief Steward if you have questions or if you are unsure!

Please note: Do NOT think that you are bothering your steward if you have a question or a problem with your supervisor and/or management. That is what we are here for.

Table officer contact information is on the front cover.



Remember...

My Union is my Voice

Local 1067



AFSCME®



Don't leave your **rights** to **chance**...

Recommit to your Union **TODAY!!!**

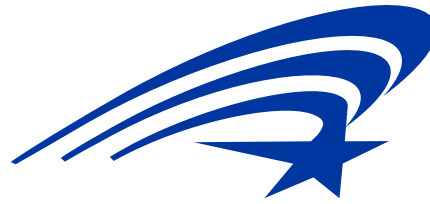
Give your Union a fighting chance...

JOIN PEOPLE

(Public Employees Organized to Promote Legislative Equality)

Contact a table officer or your union steward!

Local 1067



AFSCME®

Making Higher Education Happen in Massachusetts



Monthly Executive Board Meetings
take place on the second Tuesday of every month,
except in January and September.

NOTE: Meetings now take place at:
The Educational Association of Worcester, Inc.
397 Grove Street
Worcester, MA 01605
9:30 a.m.

Questions? Please contact a table officer.

