

FACE THE STATE**Murphy, Christine**

From: Hsieh, Jason [jhsieh@NGA.ORG]
Sent: Tuesday, August 14, 2007 7:41 AM
To: Murphy, Christine
Cc: Welling, Craig
Subject: RE: State Employee Collective Bargaining

Christine:

As the NGA does not collect the type of information you were seeking, I contacted several other organizations regarding collective bargaining through executive order. Since this is not information we collect, we should not be quoted in any way regarding the information below.

Because different researchers may have found different information, you may want to compare what AFL-CIO and NCSL have (for instance, AFL-CIO states IA has some CB through EO, whereas NCSL does not).

National Conference of State Legislatures (NCSL)

Attached is a 50-state table that compiles findings from NCSL regarding state employee collective bargaining authorized by Executive Order.

AFL-CIO

AFL-CIO states that Governor executive orders to establish collective bargaining rights for state employees is a relatively recent occurrence. Mostly, executive orders apply to a small portion of workers, lately those who prior to the order have no status as employees but who were classified as individual contractors under a state funded program. Recent executive orders of this type cover home health care and/or home child care workers. The order usually establishes a state agency to which these prior contractors are attached as employees. Recent executive orders accomplishing this or rescinding earlier orders establishing collective bargaining rights are:

Oregon (Kulongoski, Aug. 2007) - Adult home care workers
Ohio (Strickland, July 2007) - home health care workers

New York (Spitzer, May 2007) - child care workers

New Jersey (Corzine, Aug. 2006) - child care workers

Illinois (Blagojevich, Feb. 2005) - child care workers

Iowa - (Vilsack, 2005) - home elderly and disabled care workers

Missouri (Holden, 2001) - rescinded by Blunt in 2005

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Kentucky (Patton, 2001) order created a state worker advisory council, rescinded by Fletcher in 2004

Maryland (Glendenning, 1996) - state workers except university system, codified in 1999 legislation

Indiana (Bayh, 1989) – in 2005, Daniels rescinded several executive orders allowing state worker collective bargaining

National Association of State Personnel Executives (NASPE)

Per NASPE, the state employee collective bargaining rights for IN, MO, and KY were established through executive order before being rescinded (as seen above).

American Federation of State, County, and Municipal Employees (AFSCME)

I have a list of states that have collective bargaining for state employees through legislation as opposed to executive order. Let me know if you want these states, provided by AFSCME.

Please let me know if you need further information or assistance!

Jason Hsieh
202-624-7803



From: Murphy, Christine [mailto:christine.l.murphy@state.co.us]
Sent: Wednesday, August 01, 2007 2:47 PM
To: Hsieh, Jason
Cc: Welling, Craig
Subject: RE: State Employee Collective Bargaining

Jason --

Prompt response and promising answer. Thanks very much. I very much appreciate being able to turn to you all for this information look forward to hearing whatever you discover.

Christy Murphy

10/1/2007

Christine L. Murphy
Senior Policy Analyst
Governor's Office of Policy and Initiatives

-----Original Message-----

From: Hsieh, Jason [mailto:jhsieh@NGA.ORG]
Sent: Wednesday, August 01, 2007 12:35 PM
To: Murphy, Christine
Subject: State Employee Collective Bargaining

Christine:

I just wanted to let you know I received an email regarding your question on states that have authorized state employee collective bargaining by executive order. I am doing some research on it and hope to get back to you early next week.

Jason Hsieh, MPH

Health Policy Analyst

National Governors Association

Center for Best Practices

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The logo for 'FACE THE STATE' is displayed in white text on a dark blue rectangular background. The word 'FACE' is on the left, 'THE' is in the center with the 'T' and 'H' stacked vertically, and 'STATE' is on the right. Horizontal lines are positioned below the 'FACE' and 'STATE' words.