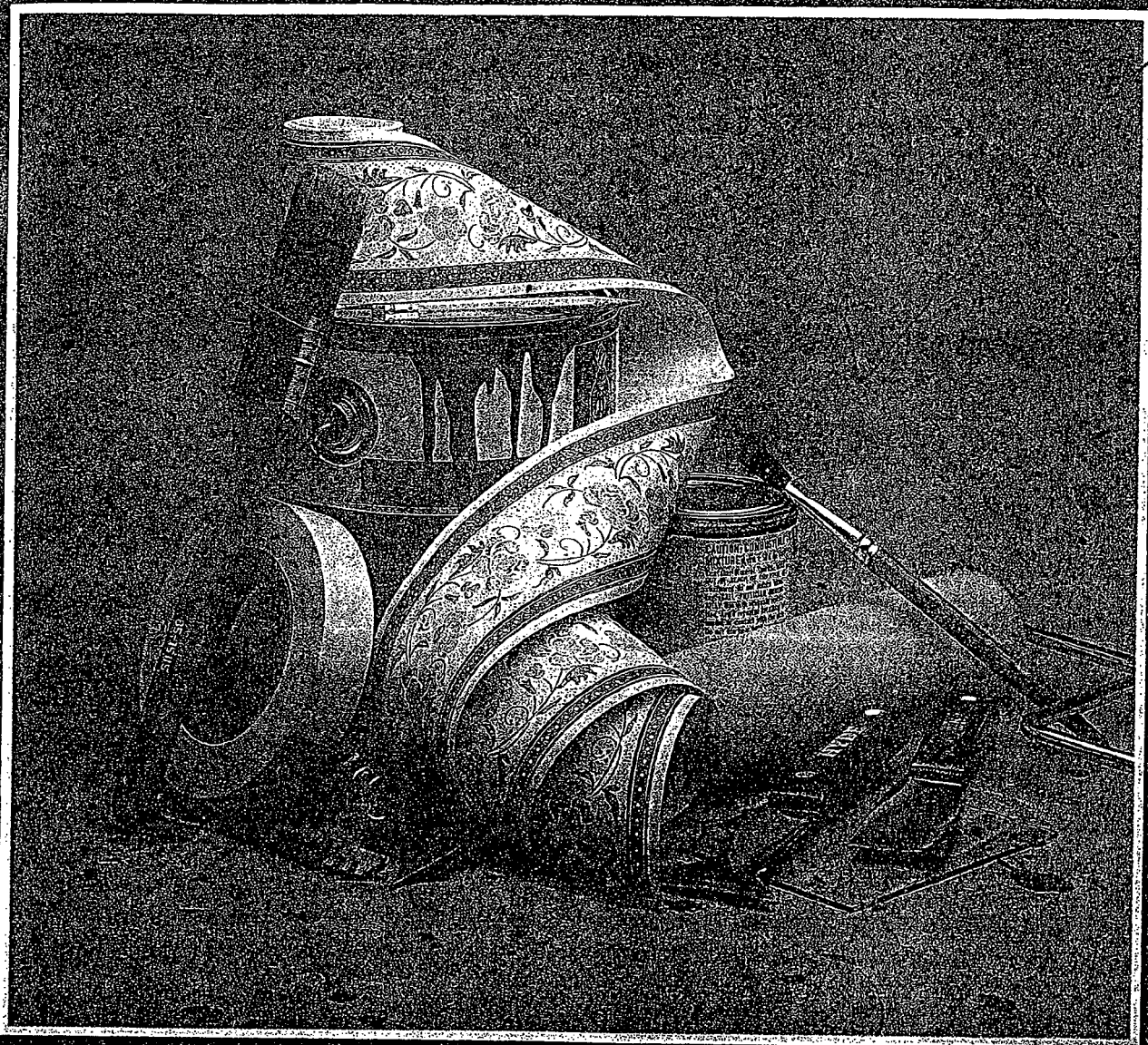


FILE NAME: Painters and Allied Trades (PAINT)

DATE: 1986 Sept

DOC#: PAINT082

DOCUMENT DESCRIPTION: Article from Painters and Allied Trades
Journal



LABOR DAY '86

"No man is born into the world whose work
is not born with him; there is always work, and tools
to work withal for those who will..."

James Russell Lowell

410
6750
P26
P14
NON CIRC

ALL-STATE LEGAL
DEFENDANT'S
EXHIBIT
VCC - case specific -
10082
(Black)

Painters and Allied Trades JOURNAL

On the cover

In celebration of Labor Day, the tools used by IBPAT members in the course of their daily labor are featured on our cover. The verse is from "The Present Crisis" by American Poet James Russell Lowell (1819-1891).

NEWS AND FEATURES

- 4-7 Special Section on Labor Day
- 8 IBPAT Wins New Help for New York Asbestos Victims
- 10 BCTD Fights Toyota Tax Break

DEPARTMENTS

- Inside Front Cover From the General President
- 11 Labor Beat
- 12 Local and District News
- 16 Sports and Recreation
- 19 Financial Report
- Inside Back Cover The General Secretary-Treasurer Reports

DEVOTED TO THE TRADE INTERESTS OF
RESIDENTIAL • COMMERCIAL •
INDUSTRIAL • SIGN • PICTORIAL •
COACH • AUTOMOBILE • AIRCRAFT •
MACHINERY • RAILWAY EQUIPMENT •
SHIP AND SCENIC PAINTING •
DECORATING • PAPERHANGING •
WALL COVERING • DECORATIVE AND
ARCHITECTURAL GLASS WORK •
GLAZING • CARPET • LINOLEUM • SOFT
TILE • PAINT AND VARNISH MAKING
BRUSH MAKERS AND TO THE TRADE
UNION MOVEMENT IN GENERAL

Any member or subordinate body publishing programs, souvenirs or other documents of any description must not designate them as "The Official Journal of International Brotherhood of Painters and Allied Trades Journal," either upon the publication itself or their advertising contract forms or stationery.

A. L. Monroe
Publisher
1750 New York Ave., N.W.
Washington, D.C. 20006

Published monthly by the
International Brotherhood of Painters and
Allied Trades. Second Class mail entry
authorized at Washington, D.C.

(ISSN 0030-9532)

POSTMASTERS ATTENTION:

Change of address cards on Form 3579
should be sent to THE PAINTERS AND
ALLIED TRADES JOURNAL, 1750 New
York Ave., N.W., Washington, D.C. 20006.

Subscriptions available only to members
of the International Brotherhood of
Painters and Allied Trades

PRINTED ON UNION-MADE PAPER
PRINTED WITH UNION-MADE INK



WILLIAM A. DUVAL
General President
1750 New York Avenue, N.W.
Washington, D.C. 20006

A. L. MONROE
General Secretary-Treasurer
1750 New York Avenue, N.W.
Washington, D.C. 20006

General Vice Presidents

BERNARD SNIEGOWSKI
1st District
1443 Westchester Boulevard
Westchester, Ill. 60153

MICHAEL E. MONROE, 2nd District
1750 New York Ave., N.W.
Washington, D.C. 20006

JAMES WOLFORD, 3rd District
100 Devon Lane
Williamsville, N.Y. 14221

PATRICK LANE, 4th District
601 D Street, Suite B
Marysville, Calif. 95901

GUY LEBER, 5th District
1930 Bishop Lane
Louisville, Ky. 40218

WALTER RAFTERY, 6th District
100 St. Francois Street
Suite 110
Florissant, Mo. 63031

RICHARD J. ZACK, 7th District
1750 New York Avenue, N.W.
Washington, D.C. 20006

DAVID CAIRNS, 8th District
9 Aspen Ave.
Toronto, Ontario M4B 2Z1



IBPAT Helps Win Improvements in New York Compensation Law

After intensive lobbying by IBPAT's New York state local union and district councils, the state of New York has changed its workers compensation law to allow more workers suffering from occupational diseases to claim benefits due them. While the change in the law applies to all workers suffering from occupational diseases, the immediate beneficiaries are thousands of asbestos-exposed workers, many of them drywall tapers or painters, who were ineligible for compensation benefits under the old law because they did not file their claims within the "statute of limitations."

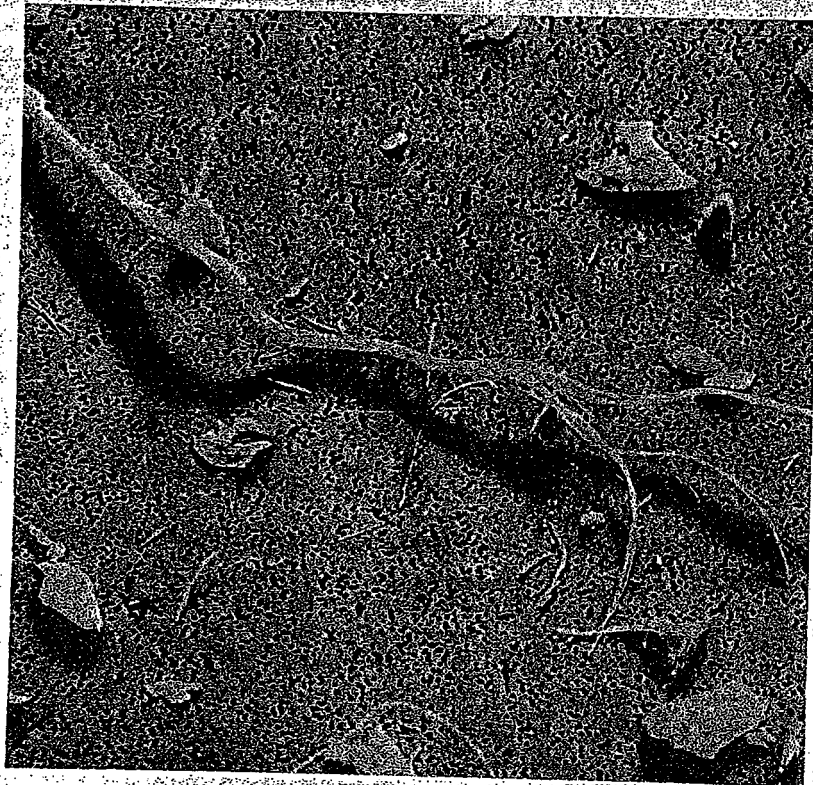
UNFAIR STATUTE CHANGED

The old statute of limitations said that a person must file for compensation within three years of *exposure* to a toxic substance. But many diseases, like asbestosis, take 10 or 20 years after first exposure to develop. So, thousands of New York workers with diseases caused by work with asbestos up to 30 years ago were ineligible for compensation benefits.

The revision to the New York Workers Compensation law gives every new claimant three years from the time the disease is *diagnosed* to file for compensation. It also includes a "grandfather clause" to allow one year to file for persons previously ineligible for compensation under the old statute of limitations.

ELIGIBILITY FOR MANVILLE SETTLEMENT

The change in the New York State Workers Compensation law also makes asbestos-exposed workers eligible to share in the Johns-Manville settlement, if they develop asbestos-related disease. Johns-Manville, a major U.S. supplier of asbestos and asbestos pro-



Asbestos under the microscope. Exposure to this substance can cause a disabling disease known as asbestosis.

ducts, declared bankruptcy in the early 80's because of asbestos disease claims made by workers against them. As part of the company's bankruptcy plan, a fund was created to provide monetary awards for eligible workers suffering from asbestos related diseases. But under the plan, a worker had to be eligible for compensation under the state's compensation law before they could share in the Johns-Manville settlement. This requirement made many New York workers ineligible for settlements that rightfully were their due. The change in the New York State Workers Compensation statute of limitations removes that barrier to

rightful compensation. But workers who now have asbestos related disease have only one year to make their claims.

ONE YEAR DEADLINE: NOW IS THE TIME TO ACT

The International urges any IBPAT member in the state of New York who is currently suffering from an asbestos related disease, or with a history of exposure to asbestos, to immediately contact a qualified occupational physician and a competent compensation attorney to make application for benefits, if eligible, before the one year deadline passes.

"Now is the time to act," em-

phasizes IBPAT General President William A. Duval, "especially if you were previously denied a compensation claim for asbestos related disease due to the New York State Workers Compensation statute of limitations."

"You only have one year from July 24, 1986, to make your claim. If you presently suffer from an asbestos related disease and fail to make a claim in this one year grace period, then the chance to be compensated for your disease is probably lost forever."

The International hopes that IBPAT members who are unable to find competent compensation attorneys or qualified occupational physicians will not just give up fighting for what is their just due. According to General President Duval, two things can be done.

"First, check with your local union business representative before giving up on compensation. Many IBPAT Locals have already

made arrangements to help members contact compensation specialists to handle member needs.

"Second, if your local union does not have access to qualified occupational physicians or competent compensation attorneys, then write to the International, c/o General President William A. Duval. An effort will be made to locate attorneys and physicians for you.

"We can make no guarantees, and the choice of attorneys and physicians is completely up to you. But if we can help our members to get compensation that is rightfully due, that's what we want to do."

A WIN FOR ALL NY WORKERS

IBPAT Locals and Councils in New York have lobbied hard over the past three years to improve workers compensation in the state. They have lobbied state representatives and senators and have conducted letter writing and fact-

finding campaigns. They also have challenged the pro-business lobbies, senators and representatives who didn't want the compensation statute of limitations changed.

"Some claimed it would be bad economically for New York State to compensate workers with asbestos disease that had fallen through the cracks," noted Duval, commenting on articles published in various New York newspapers. "These 'pro-business' forces were ready to sacrifice the welfare and lives of a lot of our members to hold down compensation expenses."

Apprentices Graduate



From left to right, top row: Peter McAuley, John Dayton, Harvey Guess, Bruce Britton and Joseph Hill. From left to right, middle row: Keith Gruner, Vince Marquez, Paul Sherrin, Michael Hebert, Daniel Tomich and Daniel Soo. Bottom row, left to right: Instructor Larry Albright, Lisa Gonsalves, Instructor Glenn Scalf and Coordinator Norman Turf.

The Southern Counties Glaziers Apprenticeship Program in California graduated 13 apprentices, honoring them in a January 29

ceremony. Among the graduates is Lisa Gonsalves, the Program's second woman to complete apprenticeship training there.

"Thoughts On Labor Day"

*It has not been so long ago
Your grandpa, at the age of ten
Went to work at some factory
Beside grown women and grown
men
And it has not been so long ago
When Woodie Guthrie rode the
rail
And sang those fine old union
songs
Bleeding inside the county jail
It's said that labor has come too
far
That it's time for giving back
Yes, some say we have come too
far
And they want to send us back
Yet we will not forget our past
Our forefather's painful ways
and days
Yes, we remember where we
started, Brother
And we will not return again
that way
We do not want to drink your
champagne
Nor ride in your Mercedes Benz
We do not want to grace your
garden parties
Or be your bosom buddy friend
No, we just want to hear the bells
ring
From sea to shining sea
We just want our piece of the pie
To distribute evenly*

— Brother David Kesterke
Local Union #469