

SUBJECT MATTER INDEX

(References are to Sections of the Outline)

A

Abandonment of bargaining unit (see disclaimer)	
Absentee ballots	22-110
Accounting firms, jurisdiction	1-312
Accretion.....	11-220, 12-500
Actors and actresses, eligibility formula	23-450, 23-460
Advisory Opinions	1-601
Administrative Procedure Act.....	1-602, 2-100
Affiliation changes, union.....	4-600, 11-100
After-acquired clauses	9-620
AFL-CIO – no-raid procedures	7-133
Age.....	12-233
Agency issues:	
Managerial employees	19-200
Prounion supervisory conduct	24-328
Supervisors	17-500 et seq.
Third-party conduct – objections.....	24-326
Agreement for consent election	3-700, 23-530
Agricultural workers	17-100
Airlines - jurisdiction	1-402
Aliens	23-110
Alter ego	14-700
Amendment to certification, AC petition for	4-600, 11-100
Amendment of petition	9-520
American Indians	1-404
American Samoa.....	1-206
Apartments.....	1-303
Applicants for employment.....	23-100
Appropriate bargaining unit (see Unit for bargaining)	
Arbitration:	
Representation issues.....	7-131
Voter eligibility where discharge under arbitration	23-113
Architects	1-301
Art museums	1-304
Assemblage of employees.....	24-321
Assumption of contract	9-224
Authority of Regional Directors (see Table of Contents, Chapter 2)	
Authority, supervisory	17-500, et seq.
Authorization cards:	
Showing of interest (see Chapter 5)	
Supervisory solicitation	24-328

B

Ballots (see representation elections)	
Banking industry.....	15-120
Bars to election (see Table of Contents, Chapters 9 and 10)	
Bargaining history:	
Contract bar, impact on rival petitions.....	9-560
Multiemployer units	14-320, 330

Multi-location units	13-900
Retail industry	15-243
Unit determinations	12-220, et seq.
Bargaining orders, bar to election	10-300, 400
Bargaining unit, see unit for bargaining	
Baseball, jurisdiction.....	1-322
Basketball, jurisdiction	1-322
Blocking charge rule	10-800
Blood banks, jurisdiction	1-315
Board agent, conduct and testimony of, making challenges	22-118, 24-410, 24-424
Bona fide labor organization, under FLSA	11-500
Briefs.....	3-860
Broadcasting industry	1-308
Building and construction industry	
Bargaining units.....	15-130
Prehire agreements, Section 8(f), contract bar.....	9-1000
Showing of interest.....	5-210
Voting eligibility formula.....	23-420
Business office clericals, generally.....	19-400, et seq.
Health care institutions..	15-170, 19-460
Buttons and Insignia.	24-444

C

Captive audience speeches.....	24-325
Card check	
Showing of interest (see Chapter 5)	
Recognition bar.....	10-500
Casinos; jurisdiction	1-313
Units appropriate for.....	15-160
Casual employees	20-140
Ceding jurisdiction, Board authority.....	1-100
Certification:	
Amendment of.....	11-100
Clarification of.....	11-200
Comity to state agency certification.....	10-120
Decertification	4-200, 7-300, et seq.
Issuance after election..	22-121
Judicial review.....	3-910
One-year rule	10-200, 210
Revocation of.....	2-200, 6-130
Cessation of Operations	10-700.
Challenge ballots.....	22-111, et seq.
Charge nurses.....	15-170, 17-512
Charitable institutions, jurisdiction.....	1-319
Children:	
Day care facilities, jurisdiction	1-311
Church - affiliation/church operated organizations, jurisdiction.....	1-403, 1-503
Clerical employees:	
Plant - office	19-400 et seq.
Health care institutions.....	19-460
Collective bargaining:	
History, see bargaining history	
Unit, see unit for bargaining	
Collective-bargaining agreements:	
Contract bar (see Table of Contents, Chapter 9)	

Prehire agreements, Section 8(f).....	9-1000
Premature extension doctrine	9-580
Racial discrimination in.....	9-800
Unlawful provisions:	
Union security	9-700
Unlawful under Section 8(e)	9-900
Colleges and universities:	
Bargaining units.....	15-260
Faculty	15-261
Other unit issues	15-262
Jurisdiction	1-307
Managerial employees, faculty	19-200
Religious affiliation	1-403, 1-503
Supervisory issues.....	17-511
Comity to State elections	10-120
Community of Interest	12-210.
Condominiums, jurisdiction.....	1-309
Confidential employees	19-100, 110
Conflicts of interest	
Union as business rival	6-350
Union as employer.....	6-360
Consent election agreements, generally.....	3-700
Construing stipulation of parties.....	23-530
Regional Director authority as to (see Chapter 2)	
Construction industry, see Building and Construction Industry	
Contract bar doctrine (see Table of Contents, Chapter 9)	
Contracting Units/Cessation of Operations.....	10-700
Country Clubs, jurisdiction	1-321
Courts:	
NLRB final orders, review and enforcement.....	3-900, et seq.
Craft units (see 12-120 and Table of Contents, Chapter 16)	
Credit unions, jurisdiction.....	1-310
Cultural Centers	1-304

D

Dates:	
of election.....	22-101
for filing petition.....	3-100, 9-510, et seq
for computing showing of interest.....	5-800
for eligibility of voters	23-200, et seq.
Day Care centers, jurisdiction.....	1-311
Deauthorization of union security authority	4-400
Decertification elections.....	4-200, 7-300, et seq.
Declaratory orders.....	1-602
Deferral	
to arbitration	7-130, et seq.
to No-Raid agreements	7-133
Defunct unions.....	9-420
Delay and turnover - effect on petition	7-400
Delegation to Regional Directors.....	2-100
De Minimis conduct, objections.	24-311
Department chairpersons.....	17-511
Direction of election, generally.....	3-880, et seq.
Authority of Regional Directors to issue - See Chapter 2	
Disability - Sick leave.....	23-114

Discipline and discharge:	
Effect on right to vote.....	23-113, 300
Disclaimer of interest - See Table of Contents, Chapter 8 and 9-420	
Discrimination:	
Allegations of/by petitioning union.....	6-130
Appeals to racial prejudice as objection	24-323
Discrimination in contracts.....	9-800
Race, unit considerations	12-235
Dissemination	24-314
District of Columbia, jurisdiction	1-205
Doctors:	
Interns and residents, eligibility of..	20-400
Units for bargaining.....	15-170
Dog racing, jurisdiction	1-502
Domestic servants	17-200
Dual function employees.....	20-500
Dues and initiation fees:	
Unlawful contractual provisions.....	9-700
Waiver of, as objectionable conduct.....	24-327

E

Education institutions, see Colleges and Universities:	
Religious affiliation of, jurisdiction.....	1-403, 503
Section 8(a)(4), jurisdiction	1-211
Election campaigns (see Representation Elections)	
Election of representatives (see Representation Elections)	
Election petitions (see Representation Petitions)	
Electioneering.....	24-440, 442
Eligibility of voters (see Table of Contents, Chapter 23)	
Employee Benefits:	
Community of interest factor.....	12-232
Filing lawsuit on behalf of employees as benefit.....	24-446
Misleading information in election campaigns.....	24-322
Preelection promise or grant.....	24-320
Supervisory status factor	17-508
Employees:	
Agricultural.....	17-100
Casual	20-140
Clients (Rehabilitation).....	20-630
College faculty (see Colleges and Universities)	
Confidential	19-100, 110
Domestic servants.....	17-200
Dual-function.....	20-500
Duty to furnish names of (see <i>Excelsior List</i>)	
Family members	17-300, 19-300
Former employees	23-112, et seq.
Government employees	1-314, 401
Guards	18-200 et seq.
Health care (see Health Care Institutions).	
Independent Contractors (see Independent contractors)	
Laid off.....	23-115
Managerial.....	19-200
Medical residents and interns	20-400
New hires.....	23-111
Part-time	20-100, et seq.

Prisoners and work release inmates.....	23-125
Probationary.....	20-610
Professional	18-100, et seq., 21-400
Residual, units of	12-400
Seasonal.....	20-300
Sick leave.....	23-114
Strikers' and Replacements	23-120
Students	20-400
Supervisors (see Supervisors)	
Technical	19-500
Temporary	20-200
Trainees	20-620
Employer associations:	
Jurisdiction.....	1-208
Units for bargaining (see Table of Contents Chapter 14)	
Employer petitions	4,300, 5-630, 7-200, et seq.
Employers:	
Independent contractors as	17-400, et seq.
Joint employers (see Chapter 14)	
Labor organizations as.....	1-207, 6-360
Multiemployer groups (see Chapter 14)	
Single-employer status (see Chapter 14)	
Statutory definition (see Chapter 14)	
Employment applicants.....	23-100
Entertainment industry, jurisdiction standard.....	1-302, 305
Eligibility formulas.....	23-460
Evidence, Rules of.....	3-800,et seq., 22-118
Submissions, of in objections cases.....	24-130
<i>Excelsior</i> list	23-500, et seq., 24-324
Expanding unit.....	10-600
Expedited elections	4-700, 5-610, 7-150, 22-122
Extent of Organization	12-140, 12-300, 13-1000

F

Faculty (see Colleges and Universities)	
Fair Labor Standards Act	11-500
False allegations in election campaigns	24-322, 24-441
Family relationships:	
Bargaining unit, exclusion from	17-300, 19-300
Federal Sector:	
Government contractors	1-314
Postal Service.	1-210
Federal funds (jurisdiction).....	1-204
Filing lawsuits as an objection	24-446
Final offer elections.	11-400
Firefighters.....	18-220
First amendment:	
Free speech, Section 8(c)....	24-200
NLRB jurisdiction, religious organizations.....	1-403, 503
Foreign employers, jurisdiction.	1-501
Foreign language voters and witnesses.....	3-840, 24-428
Forged documents.....	24-322, 24-441
Free Speech (see First Amendment)	
Funeral homes, units of.....	15-150

G

Gambling/gaming, jurisdiction	1-313
Units of gaming employees	15-160
Gifts, as objections	24-443
Good-faith doubt as to union majority	7-200 et seq.
Government:	
Contractors.	1-314
Political subdivisions.	1-401
Graduate students.....	15-261, 20-400
Grievances	7-131
Guards:	
Definition of..	18-220
Unions of	18-230
Units of	12-130, 18-240

H

Handicapped workers.....	20-630
Head nurses.....	17-512
Health Care Institutions:	
Bargaining units.....	15-170
Business office clericals.	15-170, 19-460
Drivers	15-146
Guards.....	15-170
Maintenance employees.....	16-300
Medical residents and interns	20-400
NLRB jurisdiction.	1-315
Other professionals	15-170
Physicians..	15-170
Psychiatric institutions.....	15-170
Registered nurses.....	15-170, 17-512
Supervisors.	17-512
Technical employees..	19-510
Hearings:	
Preelection	3-800
Post-election..	22-118
History (see Bargaining History)	
Home visits	24-321
Horse racing.....	1-502
Hospitals (see Health Care Institutions)	
Hotels	
Jurisdiction	1-316
Bargaining units.....	15-180
Housestaff (Medical Residents and Interns)	20-400

I

Impasse in bargaining, withdrawal from multiemployer bargaining relationship.....	14-430
Independent Contractors.....	17-400 et seq.
Indian Tribes.....	1-404
Intervention.....	3-830
Insurance industry, units for bargaining.....	15-190
Investigation of objections.....	22-117
Isolated conduct, objections.....	24-311

J

Job classification as unit factor	12-530
Joint employers	14-600
Jurisdiction of courts/judicial review (see Courts)	
Jurisdiction of NLRB (see Table of Contents, Chapter 1)	

L

Labor Management Reporting and Disclosure Act.....	
Labor organizations (see Unions)	
“Laboratory conditions”.....	24-320
Laid-off employees, eligibility of....	23-115
Last Offer election..	11-400
Law firms:	
Jurisdiction..	1-317
Units	15-200
Lawsuits	24-446
Leave; voter eligibility.....	23-114
Libraries, jurisdiction.....	1-304
Legal clinics (see law firms)	
Licensed practical nurses (LPNs)	15-170, 17-512
Location of election.	22-105
Locked out employees, eligibility of.....	23-120
Longshore, eligibility formula	23-410
<i>Ludlow</i> Exception..	10-222
<i>Lufkin</i> Rule.....	24-500

M

Mail ballots..	22-110, 24-427
Maintenance employees, generally.....	16-130
Skilled maintenance, health care..	16-300
Managerial employees	19-200
Maritime units.....	15-280
Medical schools	1-315
Members only contracts.....	9-160
Mental retardation, institutions for.....	15-170
Mergers	11-220
<i>Milchem</i> Rule.....	24-442
Minority unions - Prehire Agreements.....	9-1000
Misrepresentation of information.....	24-322, 24-441
Motels (see Hotels)	
Multiemployer bargaining units (see Table of Contents, Chapter 14)	
Multilocation employer units (see Table of Contents, Chapter 13)	
Museums, jurisdiction.....	1-304
Musicians (see Entertainment Industry)	

N

Name and address lists (see <i>Excelsior List</i>)	
Narrowness of Election Results	24-313
National Emergency Disputes Election	11-400
National Mediation Board.....	1-401
Neutrality agreements	9-620
Newspapers:	

Jurisdiction	1-318
Bargaining units.....	15-220
Independent contractor issues.....	17-420
Nonemployers, employees of.....	17-700
Nonprofit organizations, jurisdiction	1-319
Nonretail enterprises, jurisdiction.....	1-201
No-Raid agreements.....	8-100
Notice:	
of election.....	22-106, 24-423
of election set aside (<i>Lufkin</i>).....	24-500
of union affiliation vote	11-100
of withdrawal from multiemployer bargaining	14-410
Nurses.....	15-170, 17-512
Nursing homes:	
Jurisdiction...	1-315
Bargaining units.....	15-170

O

Objections to elections	22-116, et seq., Table of Contents Chapter 24
Observers of elections.....	22-108, 24-424
Off duty employees, payment for voting..	24-430
Office buildings, jurisdiction	1-320
Office clericals (see Clerical Employees)	
Organizational and recognitional picketing (see Expedited Elections)	
Owner-operators (Independent contractor issues):	
taxicab drivers	17-430
truckdrivers.....	17-410

P

Part-time employees.....	20-100, et seq.
Pensions and retirement:	
retirees, "employee" status.....	23-116
Physicians (see Doctors)	
Picketing (see Expedited Elections)	
Plant guards (see Guards)	
Political subdivisions	1-401
Postal Service.....	1-210
Posting notices (see Notice)	
Private agreements	9-620
Probationary employees.....	20-610
Professional employees	
health care institutions	15-170
bargaining unit.....	18-100
definition.....	18-120
Professional sports, jurisdiction	1-322
Public sector (see Government)	
Public utilities:	
Jurisdiction.	1-323
Bargaining units.....	15-230
Puerto Rico, jurisdiction.....	1-206

Q

Quality control employees	19-600
---------------------------------	--------

Quantitative Sufficiency - Showing of Interest.....	5-600
Question concerning representation (QCR) (see Table of Contents Chapter 7)	
Quits.....	23-112

R

Racial discrimination (see Discrimination)	
Radio stations:	
Jurisdiction	1-308
Bargaining unit.....	15-250
Railway Labor Act (RLA)	1-402
Raffles.....	24-443
RC petitions.....	4-100
RD petitions (see Decertification Elections)	
RM Petitions (see Employer Petitions)	
Reasonable period of time	10-500, 10-1000
Recognition Bar	10-500
Registered nurses (see Nurses)	
Religiously oriented organizations.....	1-403, 503
Relocation of operations (Contract Bar)	9-223
Replacements for strikers, eligibility	23-120
Representation elections	
Affiliation/merger elections.....	11-100
Amendment to Certification.....	11-100
Ballot box, integrity of.....	24-410
Ballots	
count of.....	24-429
challenge (see Challenge Ballots)	
mail ballots (see Mail Ballots)	
reproduction of.....	24-444
secrecy of	24-426
Certification of representative/results (see Certification)	
Consent agreements (see Consent Agreements)	
Contract bar (see Contract-bar)	
Craft-severance elections (see Craft Units)	
Date (see Date)	
Deauthorization of union-security authority (see Deauthorization)	
Direction of Election.	3-880
Expedited elections (see Expedited Election)	
Hearings (see Hearings)	
“Laboratory conditions” standards (see Laboratory Conditions)	
NLRB agents:	
conduct of.....	24-410
testimony of.....	22-118
Notice of election (see Notice)	
Objections to election (see Objections to Election)	
Observers (see Observers)	
One-year rule.	10-200, 210
Place of election.....	22-105
Question concerning representation (QCR) - (see Questions	
Concerning Representation)	
Recognitional picketing (see Expedited Elections)	
Rerun election.....	23-230
Runoff election.....	23-220
Time of election (see Date)	
Unfair labor practice charge - (see Unfair Labor Practice)	

Voluntary recognition bar (see Recognition Bar)	
Voter eligibility (see Table of Contents Chapter 23)	
Representation petitions	
Among fluctuating work force.....	10,600, 10-700, 12-226
Clarification of units.....	11-200, et seq.
Contract bar (see Contract-bar doctrine)	
Employers (see Employer Petitions)	
Filing requirements:	
Petition	3-100, 9-510, et seq.
Joint union petitions.....	6-370
Review of dismissed petition.....	3-900
Expedited elections	4-700, 5-610, 7-150, 22-122
Representative complement.....	10-600, 10-700
Rerun elections.	23-230
Residents and interns (see Doctors)	
Residual employees/units.....	12-400
Resignation from employment (see Quits)	
Restaurants, jurisdiction.....	1-324
Retail trade, jurisdiction.....	1-202
RM petitions (see Employer Petitions)	
Runoff elections.....	23-220

S

Schism in bargaining representative	9-410, et seq.
Schools (see Colleges and universities)	
Seasonal employees (see Employees)	
Servants (see Employees)	
Service and maintenance employees (see Maintenance Employees)	
Severance elections (see Craft Units)	
Sex, unit factor	12-234
Sex discrimination (see Discrimination)	
Shopping centers, jurisdiction.....	1-325
Sick leave.....	23-114
Single-plant units	12-100
Social Security, eligibility of annuitants.....	23-116
Social service organizations, jurisdiction.....	1-326
Speech right - Section 8(c).....	24-200
Sports, jurisdiction	1-322
State governments and political subdivisions (see Government)	
State elections, comity to	10-120
Stipulated units (see Consent Election Agreements)	
Stipulation for Certification of Consent Election (see Consent Election Agreements)	
Stipulation, Containing.....	19-200
Stock ownership.....	23-530
Strikers and Replacements (see Employees)	
Students (see Employees)	
Subpoenas.....	1-603, 22-118
Substantial and Representative Complement.....	10-600, 10-700
Successors.....	9-224
Summer employees (see Employees, Students)	
Supervisors	
agency law	17-500 et seq.
effect on organization's status as "labor organization".....	6-330
educational institutions	17-511
as election observers	24-424

health care institutions	17-512
promotion to position of	17-506
substitution for	17-505
Symphony orchestras, jurisdiction	1-328

T

Taxicab companies, jurisdiction	1-329
Taxicab drivers	17-430
Teachers (see Colleges and universities)	
Technical employees.....	19-500, 510
Television stations (see Radio)	
Temporary employees (see Employees)	
Territories, NLRB jurisdiction over.....	1-206
Third-party preelection conduct.....	24-326
Time of election (see Date)	
Timing of objectionable conduct	24-110
Trainees.....	17-506
Transit systems, jurisdiction	1-330
Tribal enterprises	1-404
<i>Tropicana</i> Rule	1-603
Trucking industry:	
Jurisdiction	1-203
Bargaining units.....	15-140 et seq., 17-410
Trusteeships	6-320
“24” hour “rule,” captive audience speeches	24-325

U

UC petitions	4-500, 11-200
UD petitions (see Deauthorization)	
Unfair labor practice	
pendency of charge (blocking charge).....	10-800
representation election, effect on.....	24-310
litigation in representation cases.....	3-920, 24-312
settlement of..	10-300
Union security/Union shop	
contract bar	9-700, et seq.
deauthorization (see Deauthorization)	
Unions	
bona fide	11-500
conflict of interest/business rival..	6-350
constitution and bylaws of	6-310
discrimination by (see Discrimination)	
as employers	1-207, 6-360
labor organization, definition.....	6-100, et seq.
Unit for bargaining	
Accretion (see Accretion)	
appropriate unit (see Table of Contents, Chapters 12 and 15)	
bargaining history (see Bargaining History)	
clarification of (see Certification, Clarification of)	
community of interest factor.....	12-210
changes in	10-600, 10-700, 12-226
confidential employees (see Confidential)	
construction industry (see Building and Construction Industry)	
continuity of, representative	11-100

contracting units	10-700
craft (see Table of Contents, Chapter 16)	
desires of employees.....	12-239
expanding units.....	10-600
extent of organization (see Extent of Organization)	
fluctuations in size	10-600, 10-700, 12-226
health care industry (see Health care institutions)	
insurance industry.....	15-190
merger or consolidation of units	11-220
multiemployer (see Table of Contents, Chapter 14)	
multiplant units (see Table of Contents, Chapter 13)	
professional employees (see Employees)	
residual employees (see Employees)	
severance (see Table of Contents, Chapter 16)	
substantial and representative complement..	10-600, 10-700
single-plant units.....	12-100
supervisor, exclusion from (see Supervisors)	
technical employees (see Employees)	
universities (see Colleges and universities)	
warehouse units	15-270

V

Videotaping of concerted activity	24-329
Violence, effect of on Board certification.....	3-930, 6-380
Voting (see Representation elections)	
pooling of votes.....	21-600
Voting lists.....	23-500, et seq., 24-324, 24-424

W

Wages	
increase during election campaign.....	24-320
misleading information during election campaigns.....	24-322
Weather affecting election	24-425
Withdrawal	
from multiemployer bargaining relationship	14-400
Work force, fluctuating	9-210, 10-600, 10-700