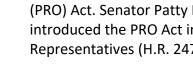
60+ Groups to Congress: Defend American Workers from **Union Coercion and Oppose the PRO Act**



January 20, 2020



Dear Member of Congress,



We are writing in opposition to the Protecting the Right to Organize (PRO) Act. Senator Patty Murray and Congressman Bobby Scott introduced the PRO Act in the Senate (S. 1306) and House of Representatives (H.R. 2474) on May 2, 2019.



We oppose the PRO Act because the legislation would harm workers and taxpayers by codifying many of the Obama-era rules and decisions that led to higher unemployment and a stagnant economy. Representatives who vote for this bill are simply helping labor union bosses, their campaign contributors, at the expense of American workers.





AMERICANS FOR A-

STRONG ECONOMY

For example, one of the Act's harmful provisions would codify the National Labor Relations Board's 2015 Browning-Ferris Industries decision. That decision expanded the definition of joint employer and increased liability for many businesses, especially franchises. In fact, the International Franchise Association has found that the expanded joint employer rule costs the franchise sector as much as \$33.3 billion annually and has led to 376,000 lost job opportunities. Codifying this NLRB decision would effectively eliminate this business model, putting many employees and small businesses out of work. However, big labor would benefit from this provision because they could unionize these employees more easily.



This bill would also force all private sector workers to pay fees to labor unions, whether they wanted to support them or not. This would effectively invalidate all state Right-to-Work laws and would deny First Amendment rights to these workers. This provision hurts workers Sebecause right-to-work laws have benefited workers. From 2008 – 2018,

for example, the percentage growth in the number of people employed in right-to-work states was 10.8%, while the percentage for those in forced-unionism states was much lower at 5%. Invalidating these laws would, therefore, hurt workers and employers, but would provide more dues to unions.



























Another business model that is severely threatened by this legislation is the gig economy. The PRO Act would codify California's new "ABC" test to determine who is an independent contractor and who is an employee. This test makes it harder for employers to hire independent contractors, but makes it easier for unions to unionize workers. According to the Federal Reserve, about 3 in 10 Americans work in the gig economy, and these workers would be at risk for losing their jobs.

One final example is the provision that would codify the Obama-era ambush elections rule. That rule shortened the time frame of an election to unionize workers and provided the contact information of workers without their consent to labor unions. This rule harmed workers by providing them with an inadequate amount of time to learn how unionization would affect them. In addition, unions would be able to violate the privacy of workers once they had their contact information. Once again, with a shortened time frame and the contact information of workers, labor bosses could more easily unionize these workers.

Because the legislation harms workers in order to help labor union bosses, we strongly urge Members of Congress to vote against the PRO Act.

Sincerely,

Grover G. Norquist President, Americans for Tax Reform

James L. Martin Founder/Chairman, 60 Plus Association

Melodie Bowler Associate Director, Alaska Policy Forum

Phil Kerpen President, American Commitment

Lisa B. Nelson CEO, ALEC Action

Tom Giovanetti
President, Americans for a Strong Economy

Rick Manning
President, Americans for Limited Government



Scot Mussi

President, Arizona Free Enterprise Club



John Palatiello

President, Business Coalition for Fair Competition

Garrett Ballengee

Executive Director, Cardinal Institute for WV Policy



Andrew F. Quinlan

President, Center for Freedom and Prosperity



Russell Brown

President, Center for Independent Employees

CEO, RWP Labor, LLC



Senior Vice President of Legal and Public Affairs, Center for Individual Freedom



Olivia Grady

Senior Fellow, Center for Worker Freedom



Catrin Wigfall

Policy Fellow, Center of the American Experiment (Minnesota)



Bob Luebke

Director of Policy, Civitas Institute (North Carolina)



David McIntosh

President, Club for Growth



Russell Hollrah

Executive Director, Coalition to Promote Independent Entrepreneurs



Nathan Benefield

Vice President & COO, Commonwealth Foundation (Pennsylvania)

Trey Kovacs

Policy Analyst, Competitive Enterprise Institute



Matthew Kandrach

President, Consumer Action for a Strong Economy (CASE)



Tom Schatz

President, Council for Citizens Against Government Waste



Katie McAuliffe

Executive Director, Digital Liberty



Grant Callen

President, Empower Mississippi



Dunn Liberty Fellow in Economics, The King's College Senior Fellow, Heartland Institute

Senior Fellow, National Tax Limitation Foundation



Executive Vice President, Freedom Foundation (California, Oregon, Washington)



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MacIver Institute Adam Brandon
The Free Market Voice for Wisconsin President Freedom Mac

President, FreedomWorks



Victor Riches

President and CEO, Goldwater Institute (Arizona)



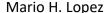
J. Scott Moody

CEO, Granite Institute (New Hampshire)



Tim Chapman

Executive Director, Heritage Action for America



President, Hispanic Leadership Fund



Vice President, Idaho Freedom Foundation and Idaho Freedom Action



MAINE HERITAGE POLICY CENTER

We the people of Maine ..

Heather R. Higgins

CEO, Independent Women's Voice

F. Vincent Vernuccio, J.D.

President, Institute for the American Worker



Chris Ingstad

President, Iowans for Tax Relief



Sal J. Nuzzo

Vice President of Policy, The James Madison Institute (Florida)



Brett Healy

President, The John K. MacIver Institute for Public Policy (Wisconsin)



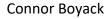
Becki Gray

NEVADA POLICY Senior Vice President, John Locke Foundation (North Carolina)
Research Institute



Dave Trabert

President, Kansas Policy Institute

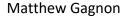


President, Libertas Institute (Utah)



Michael J. Reitz

Executive Vice President, Mackinac Center for Public Policy (Michigan)



CEO, Maine Heritage Policy Center



Carl Copeland

Executive Director, Massachusetts Fiscal Alliance



Jameson Taylor, Ph.D.

Vice President for Policy, Mississippi Center for Public Policy



President, National Taxpayers Union



Robert Fellner

Policy Director, Nevada Policy Research Institute



Douglas Kellogg

Executive Director, Ohioans for Tax Reform

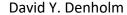


CEO, The Pelican Institute for Public Policy (Louisiana)



Lorenzo Montanari

Executive Director, Property Rights Alliance



President, Public Service Research Council





SCI STRATEGIC COALITIONS & INITIATIVES LLC A STRATEGIC IMPACT FIRM

Paul J. Gessing

Mike Stenhouse

President, Rio Grande Foundation (New Mexico)

CEO, Rhode Island Center for Freedom and Prosperity

TAXPAYERS
PROTECTION
ALLIANCE

Bette Grande

CEO, Roughrider Policy Center ND

Karen Kerrigan

President & CEO, Small Business & Entrepreneurship Council



Maureen Blum

Founder and Principal, Strategic Coalitions & Initiatives, LLC



Tim Andrews

Executive Director, Taxpayers Protection Alliance



Lynn Taylor

President, Tertium Quids (Virginia)

Christian N. Braunlich

President, Thomas Jefferson Institute for Public Policy (Virginia)



Carl Bearden

CEO, United for Missouri



Suzi Voyles

Georgia President for Eagle Forum Georgia State Director for Maggie's List



President and General Counsel, Wisconsin Institute for Law and Liberty



Worker Rights Alliance (Washington)

Heather Greenaway

Executive Director, Workforce Fairness Institute



Carol Platt Liebau

President, Yankee Institute for Public Policy (Connecticut)