

110TH CONGRESS
2D SESSION

H. R. 5838

To amend the National Labor Relations Act to apply the protections of the Act to teaching and research assistants.

IN THE HOUSE OF REPRESENTATIVES

APRIL 17, 2008

Mr. GEORGE MILLER of California (for himself, Mr. GRIJALVA, Mr. TIERNEY, and Mr. ANDREWS) introduced the following bill; which was referred to the Committee on Education and Labor

A BILL

To amend the National Labor Relations Act to apply the protections of the Act to teaching and research assistants.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Teaching and Research
5 Assistant Collective Bargaining Rights Act”.

6 **SEC. 2. DEFINITION.**

7 Section 2(3) of the National Labor Relations Act (29
8 U.S.C. 152(3)) is amended—

9 (1) by striking “(3)” and inserting “(3)(A)”;

10 and

1 (2) by adding at the end the following:

2 “(B) The term ‘employee’ includes a student enrolled
3 at an institution of higher education (as defined in section
4 101 or 102 of the Higher Education Act of 1965 (20
5 U.S.C. 1001, 1002), other than an institution of a State
6 or political subdivision) who is performing work for remuneration
7 at the direction of the institution, whether or not
8 the work relates to the student’s course of study.”.

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