

## **GENERAL INFORMATION:**

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Candidate for: Ward 2 City Council

Campaign Committee Name and Address: Brooke Pinto for Ward 2

1300 Q St. NW, Washington, DC 20009

Campaign Website: <https://brookepintoforward2.com/>

Campaign Manager: Ella Hanson

Campaign Treasurer: Brooke Pinto

Does your campaign accept PAC contributions? No

Previously elected / appointed office: N/A

Office: N/A

Term: N/A

Have you ever received labor's endorsement? N/A

SIGNATURE: \_Brooke Pinto\_\_\_\_\_

DATE: \_03/03/2020\_\_\_\_\_

## **Overview:**

As the voice of working people across the United States, the Washington Metropolitan Council (MWC), is the heart of the American labor movement.

By uniting labor unions from across the region and mobilizing the local community, the MWC plays a critical role in local, state, and national issues.

The Council's affiliated unions represent over 150,000 area union members across the labor spectrum, from service and hospitality industries, retail sales, and communications to transportation, manufacturing, construction and building trades, and, of course, the public sector at all levels, including DC government.

## **Our priorities include:**

- Creating family-sustaining jobs for all
- Investing in education, infrastructure, healthcare, and transportation
- Improving the lives of workers through education, quality job training, career advancement and livable wages with good benefits
- Ensuring fair, progressive tax policies
- Making high quality, affordable healthcare available to everyone
- Holding corporations and government accountable to ensure that taxpayer dollars serve the public good; and

- Ensuring that workers universal right to organize and to bargain collectively for wages, hours, and conditions of work are maintained and enforced.

# CORNERSTONE ISSUES OF LABOR

ALL WORKING PEOPLE SHOULD HAVE THE RIGHT TO:

- **A Good Job with Fair Wages**
- **Quality Health Care**
- **A Safe Job**
- **Paid Time Off and Flexible, Predictable Scheduling**
- **Freedom from Discrimination**
- **Retire with Dignity**
- **Fully-Funded Public Education**
- **Freedom to Join Together**
- **A Voice in Democracy**

**Better Wages and Benefits** When people negotiate through collective bargaining, they gain better wages and benefits. Decent raises, predictable schedules, and family-friendly policies do not just happen without working people coming together and advocating for better workplaces.

**Workplace Safety** The labor movement has led the charge to protect working people from workplace injury, illness, and death. Working with allies, labor has won strong protections against hazards and stronger rights for workers. Through organizing and collective bargaining, unions have gained robust protections and a real voice in safety and health at the workplace.

**Pay equity** In 2016, women in unions made 23 percent higher wages than those not in a union. Moreover, unions have narrowed the gender wage gap to just 6 percent (compared to 16 percent for non- union). In addition, unions are also more likely to have various types of paid leave to balance work and family.<sup>1</sup>

**Building Power for Working People** Union members work together to negotiate and enforce a contract with management that guarantees things like decent raises, affordable health care, safer workplaces, job security, and a stable schedule.

**PLEASE BRIEFLY EXPLAIN WHY YOU SEEK LABOR’S ENDORSEMENT:**

*I am seeking the endorsement of the AFL-CIO because I greatly respect the work of labor unions and activist organizations in ensuring that DC workers are paid fairly and treated with dignity by their employers. If elected to the DC Council, I will work closely with labor organizations to ensure that DC continues to have some of the strongest labor laws in the country. However, while working at the DC Attorney General’s Office, I came to realize that our labor laws are only as strong as our enforcement. I am committed to ensuring our enforcement agencies have the necessary resources to enforce the existing laws.*

**COLLECTIVE BARGAINING**

**Collective bargaining** is the process in which working people, through unions, negotiate contracts with their employers to determine the terms of employment, including pay, benefits, hours, leave, job health and safety policies, ways to balance work and family, and more. Collective bargaining is the heart and soul of the Labor Movement. Collective bargaining is a way to solve workplace problems, and is also the best means for raising wages in America. Indeed, through collective bargaining, working people in unions have higher wages, better benefits and safer workplaces.

Do you support for the District of Columbia (please respond Yes or No):

**YES** The rights of public and private sector workers to organize and have union representation.

**YES** The right to freely exercise workplace rights free from harassment, intimidation and/or delays.

**YES** The right to bargain collectively with a legal obligation on both sides to negotiate in good faith.

**YES** The right to resolve differences in a fair, impartial and timely manner, including a timely resolution to binding arbitration.

Additional Comments or clarification:

## **RIGHT TO WORK**

“Right to Work” laws prohibit workers from negotiating a “union shop” or “union security” clause in their contracts. Such a clause obligates those in the bargaining unit to pay their fair share of the collective bargaining representation costs. By wiping out that protection, “Right to Work” legislation, actually weakens the rights of working people and dismantles unions. Would you commit to:

Opposing legislation to bring “Right to Work” in DC?

**Yes**

Additional Comments or clarification:

*There are currently no “Right to Work” laws in D.C., which speaks to the strength of our labor laws and unions. I will oppose any proposed “Right to Work” legislation.*

## **UNION DUES AND JANUS V. AFSCME DECISION**

In 2018, the Supreme Court issued what is probably its single most consequential ruling in *Janus v. AFSCME*. The ruling was a devastating blow against public-sector unions barring them from applying “agency fees” to the public employees for whom they negotiate pay increases and benefits if those employees decline to join the union as full members. Would you commit to:

Working with labor to find a legal remedy to allowing unions to collect a service fee from nonmembers for the cost of union representation as long as there are protections for those who object on religious grounds.

**Yes**

Additional Comments or clarification:

*The strength of unions are dependent on the participation of all workers. Public sector unions support and protect our city’s teachers, firefighters, police, and social workers. “Fair share fees” are a reasonable policy to ensure that all workers play an active role in ensuring*

*they are paid fairly and treated with dignity by their employers.*

## **HEALTHCARE WORKERS & ACCESS**

**Universal Health Services Inc. (UHS) hospital (background):** Mayor Muriel Bowser's administration has been negotiating with UHS to be the operator of the new hospital in Ward 8. The deal with UHS is expected to be announced to the public early this year.

Community groups, labor groups, and residents of Wards 7 and 8 have serious concerns about UHS as a bad actor because the company puts profits over patients.

- George Washington University Hospital has just sued UHS because "Instead of investing" in GWU's mission, "UHS has paid itself" with "outsized dividends from artificially inflated, excess profits."<sup>2</sup>
- UHS was found to violate labor law by the National Labor Relations Board in 2019. The Court found they attempted to illegally bust the union at George Washington University Hospital.
- A \$127 million judgment was levied against UHS by the Department of Justice after being sued for defrauding Medicare and Medicaid services.
- UHS understaffs its facilities across multiple states, putting patients and workers at risk.
- UHS refuses to create an independent committee to protect rights and health of patients and workers. This secrecy threatens patients' health and workers' jobs.
- UHS does not have plans to build a level-1 trauma center nor a high-risk obstetrics unit or neonatal intensive care unit (NICU), despite great need East of the River.
- UHS and Mayor Bowser's office will not give any guarantees that staff from UMC will have jobs at the new hospital. The deal has no plan for these devoted caregivers, some of whom have worked at the hospital and lived in the community for decades.

Community and labor groups have been left out of this process and the deal has been secretive and rushed, thus leading to a lack of critical services and labor protections. This lack of services and protections will affect the whole city. The labor community believes that DC residents deserve a world-class hospital East of the River. Will you support efforts to:

**YES** Require the new hospital to hire the workers from UMC in their current position with their current benefits and union representation.

**YES** Guarantee neutrality for workers at the new medical facility to organize.

**YES** Ensure high level quality of services needed for the Ward 7 and 8 communities including high-risk obstetrics and a minimum Level 2 trauma unit.

Additional Comments or clarification:

*There is currently no obstetrics or NICU east of the Anacostia River. This is unacceptable. Black women die during pregnancy or in the months after giving birth 2.5 times more often than white women. The D.C. City Council has a responsibility to ensure that all D.C. residents have access to high quality hospitals and medical care. This includes guaranteeing that medical providers have cultural competency to meet patients social and cultural needs. UMC medical professionals have experience working with the same patients that the new hospital in Ward 8 would service, and should be hired to staff this new facility.*

## **EDUCATION:**

Affiliates of the MWC represent teachers, bus drivers and other school related personnel in DCPS. Despite an increase in Mayor Bowser's education budget for FY2020, 20 public schools, including 17 schools in Wards 7 and 8, saw significant budget cuts for the current school year.

Overall funding for DCPS has not kept up with rising costs, leading to cuts in many schools. Additionally, the Labor Movement believes that regardless of where a student attends school, they are entitled to the same rights as a student, including transparency and adherence to local laws. To serve the best interest of education in the District, will you commit to:

**YES** Proving schools that receive a net flow of students throughout the school year additional resources.

**YES** Working with teachers through their union to implement methods to close the opportunity gap of schools in lower-income communities.

**YES** Working with the community and labor union representatives to address gun violence and student safety including enforcing trauma informed practices and screening.

**YES** Supporting the right of all public sector unions and DCPS to collectively bargain on teacher evaluation standards and procedures?

**YES** Ensuring that all Local Education Agencies (LEA) are subject to FOIA, Open Meetings and transparency laws.

Would you support ending Mayoral control of schools and educational policies and placing them in the purview of an elected School Board?

**YES, I would support increasing the School Board's control over DC Public Schools. The School Board, rather than the Mayor, should have the power to determine who serves as the Superintendent and provide oversight responsibilities.**

Additional Comments or clarification:

*Schools are most effective when policies are developed with teacher input. DCPS should work closely with the WTU to develop fair and clear teacher evaluation standards and procedures.*

## **ACCOUNTABILITY/ECONOMIC DEVELOPMENT:**

### **Entertainment**

Accidents in the event/entertainment industry are far too common. Thankfully you would have to go back in time over 20 years to the last fatal accident in Washington DC when a lighting supervisor working for upstaging fell 90 feet from the catwalk of the DC Armory and died the night before a Marilyn Manson concert, but it has happened, and without regulation it could happen again. Look at what happened to the deputy Mayor this past March, a speaker falling on a person attending a rally should never happen. Unfortunately, accidents like that go unreported far too often. This is a public safety issue that needs to be taken seriously.

Would you be willing to support DC legislation that would amend [Title 47, Chapter 18 of the District of Columbia Official Code](#) to ensure:

- 1) that a person or party responsible for the staging and operation of a special event in the District holds a basic business license and an Entertainment endorsement to such license and 2) to establish a safety qualification program for technicians employed in the staging of special events by requiring that at least one member of the staging crew hold a rigger's certification issued by the Entertainment Technician Certification Program, and that all persons employed in such operations complete a minimum safety training course (OSHA-10) prior to working on the event?

**Other.** *On any given day, there are hundreds of events taking place in D.C. The DC City Council must ensure that sufficient safety regulations and oversight are in place to keep attendees safe. I am interested to learn more about how regulations, similar to those mentioned above, have been implemented in other cities and how effective they have been in preventing accidents.*

Additional Comments or clarification:

### **Wage Theft**

While wage theft is pervasive and highly damaging, there is some good news: the problem is not unassailable. To be most effective, anti-wage theft laws must be meaningfully and effectively enforced, and must be accompanied by other legal provisions that empower victims to speak up against their abuse, such as strong anti-retaliation laws.

**YES** Will you work with community groups, city administration and other advocates to support proven programs that combat wage theft??

**YES** Will you commit to supporting an increase in funding in the departments and programs that work to ensure that workers are paid correctly, including the Department of Employee Services (DOES), as well as securing funding for community members who are third party enforcers, and a robust public awareness and accountability program?

Additional Comments or clarification:

*Our laws are only symbolic when there is a lack of oversight and enforcement to back them up. The Department of Employee Services (DOES) and other enforcement departments must be fully funded to ensure that our laws are the most effective. I was proud to work on expanding the DC Office of Attorney General's Wage Theft practice to ensure that pattern and practice cases of pervasive wage theft are enforced to ensure that our workers are protected. I was also proud to work with Congress in support of national legislation to prevent worker misclassification, where DC Attorney General Karl Racine testified regarding DC's efforts to prevent this behavior.*



**Transportation:** (Please provide your response on a separate sheet).

### **Transit Worker Assaults**

There are dozens of incidents where bus and train operators, as well as station managers, have been spat on, slapped, tased, stabbed, and even doused with urine. Transit worker assaults are not only a danger to the workers, but also to the riding public, who are also placed in harm's way when these incidents occur.

Following the urine-dousing incident on a Metro bus operator in 2018, unions began calling on the respective legislatures of District of Columbia, Maryland and Virginia to increase the penalties for transit assaults.

**YES** Will you work to ensure the District of Columbia raises the penalty of assaults on transit employees?

### **Privatization**

**YES** Will you support efforts by transit workers in preventing privatization of future services at WMATA?

**YES** Likewise, will you support efforts by to prevent privatization of future services by the District government at the DC Streetcar and DC Circulator?

**YES** Uber and Lyft represent one of the largest threats to public transit in the country. Do you support laws, similar to AB5 in California or New York City's 2019 Rideshare Law, to clarify the rights of rideshare workers?

Additional Comments or clarification:

*The D.C. City Council must ensure that WMATA, the DC Streetcar and the DC Circulator are financially viable. However, privatization reduces D.C. government's power to ensure that transit workers are paid fairly. Transit service also can be interrupted for riders when disputes between workers and contractors are prolonged for extended periods of time. I will work to prevent efforts to privatize our public transportation services.*

### **Freight Crew Size Legislation**

The District of Columbia is a major gateway for north/south and east/west freight railroad traffic. By 2040, freight railroad traffic is projected to triple from 15 to 48 daily freight trains.

Today, the average freight train is 1.5 – 2 miles long and three (3) stories tall. The size, length, and commodities, including hazardous material transported by these freight trains, pose significant public safety risks for the communities adjacent to the rail corridors.

Currently, freight trains in the United States are operated with a minimum of two crew members: locomotive engineer and conductor. The coordinated efforts of the crew ensure the safe movement of the freight train. In the event of an accident or incident, the crew coordinates immediate assistance and provides critical information to fire and emergency responders.

The freight railroad industry based on new technology and operating paradigms are seeking to reduce the crew size to just the locomotive engineer.

A reduction of the crew to only a locomotive engineer would create a major public safety risk for the District of Columbia. Locomotive engineers and conductors each have different specific responsibilities they perform to ensure the safe movement of a freight train.

More importantly, the major functions for safely moving a freight train can't be performed by a single crew member.

Single-man railroad operations have been proven unsafe and directly contribute to several horrific accidents, including the 2013 disaster in Lac Megantic, Quebec - Canada.

Seven (7) states: California, Illinois, Colorado, Nevada, Wisconsin, Arizona, and West Virginia, have enacted legislation requiring a minimum two-person crew on all freight railroad trains.

QUESTION:

**Probably.** To protect the communities adjacent to our rail corridors, would you support legislation requiring a minimum two-person crew on all freight rail trains operated in the District of Columbia?

Additional Comments or clarification:

*My primary concern is worker safety. I do want to learn more about the implementation of such legislation and how to best ensure that our workers have what they need.*

## **Rail Safety Inspections and Oversight**

In 2016, D.C. Law 21-254 authorized the creation of the Emergency Response and Rail Safety Division (ERRSD) within the Department of Energy and Environment. ERRSD is the State Rail Safety Office responsible for monitoring and overseeing all railroad activity in the District of Columbia. ERRSD is comprised of an Associate Director and Rail Safety Inspectors trained in specific railroad disciplines. Unfortunately, ERRSD has been underfunded each fiscal year since its creation.

QUESTION

**YES** Would you support full funding for ERRSD in the FY 2021 and future budgets?

QUESTION

**YES** Would you support an amendment to D.C. Law 21-254: "Rail Safety and Security Amendment Act" authorizing the District of Columbia to assess penalties and fines for safety and security violations on the railroads operating in the District of Columbia.

Additional Comments or clarification:

*I will support common sense legislation that will stop preventable railroad tragedies. As railroad traffic increases in the District, it is more important than ever to ensure safe practices are being followed. I of course, want to look at the budget for all new measures, but when it entails worker safety, I would be in favor.*

I certify that the responses in this questionnaire are mine and reflect my political positions for consideration by the MWC.

SIGNATURE: Brooke Pinto

DATE: 03/03/2020

Candidate (Please Print Legibly):