

ALEC EXPOSED

"ALEC" has long been a secretive collaboration between Big Business and "conservative" politicians. Behind closed doors, they ghostwrite "model" bills to be introduced in state capitols across the country. This agenda—underwritten by global corporations—includes major tax loopholes for big industries and the super rich, proposals to offshore U.S. jobs and gut minimum wage, and efforts to weaken public health, safety, and environmental protections. Although many of these bills have become law, until now, their origin has been largely unknown. With **ALEC EXPOSED**, the Center for Media and Democracy hopes more Americans will study the bills to understand the depth and breadth of how big corporations are changing the legal rules and undermining democracy across the nation.

DID YOU KNOW? Corporations VOTED to adopt this. Through ALEC, global companies work as "equals" in "unison" with politicians to write laws to govern your life. Big Business has "a VOICE and a VOTE," according to newly exposed documents. **DO YOU?**

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Workers' Compensation as Exclusive Remedy Resolution

Did you know that global corporation Kraft Foods was the corporate co-chair in 2011?

Summary

ALEC's Workers' Compensation as Exclusive Remedy Resolution reasserts the traditional no-fault principle upon which the system is based.

Model Resolution

{Title}

WHEREAS, since the early 1900s every state has adopted some type of workers' compensation system that provides workers with medical, wage loss, and other benefits on a no-fault basis for injuries or death arising during the course of employment; and

WHEREAS, the system is intended to remove all disputes between the employer and employee from the tort system and to be the exclusive remedy for employees; and

WHEREAS, in exchange for employees giving up their right to sue their employer, the employer has agreed to compensate all employees on a no-fault basis; and

WHEREAS, tort immunity is thus a fundamental and necessary element of the workers' compensation system; and

WHEREAS, new legal theories have been advanced in recent years to permit tort recovery from employers for injuries subject to the workers' compensation system; and

WHEREAS, such theories threaten to weaken or destroy the exclusive remedy concept, thereby permitting recovery against the employer under both the workers' compensation and the tort system, for the same injury; and

WHEREAS, the workers' compensation was intended to remove all disputes between employer and employee from the tort system and to be the exclusive remedy for employees;

NOW THEREFORE BE IT RESOLVED, that the State of (insert state) specifically reaffirms the principle of workers' compensation as the exclusive remedy and rejects the rationale for tort liability based on legal theories such as dual capacity/dual persona, intentional injury without proof that the employer acted with deliberate intention to cause the injury, or third party action against employers for work-related injuries.

1995 Sourcebook of American State Legislation

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For more on these corporations, search at www.SourceWatch.org.

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