

UNION MEMBER RIGHTS AND OFFICER RESPONSIBILITIES UNDER THE LMRDA

MEMBER RIGHTS/LMRDA. The Labor-Management Reporting and Disclosure Act (LMRDA) guarantees certain rights to union members and imposes certain responsibilities on union officers. The Office of Labor-Management Standards (OLMS) enforces many LMRDA provisions while other provisions, such as the bill of rights, may only be enforced by union members through private suit in Federal court.

UNION MEMBER RIGHTS

Bill of Rights: Union members have:

- equal rights to participate in union activities;
- freedom of speech and assembly;
- a voice in setting rates of dues, fees and assessments;
- protection of the right to sue; and
- safeguards against improper discipline.

Copies of Collective Bargaining Agreements: Union members and nonunion employees have the right to receive or inspect copies of collective bargaining agreements.

Reports: Unions are required to file an initial information report (Form LM-1), copies of constitutions and bylaws, and an annual financial report (Form LM-2/3/4) with OLMS. Unions must make the reports available to members and permit members to examine supporting records for just cause. The reports are public information and copies are available from OLMS.

Officer Elections: Union members have the right to:

- nominate candidates for office;
- run for office;
- cast a secret ballot; and
- protest the conduct of an election.

Officer Removal: Local union members have the right to an adequate procedure for the removal of an elected officer guilty of serious misconduct.

Trusteeships: Unions may only be placed in trusteeship by a parent body for the reasons specified in the LMRDA.

Prohibition Against Violence: No one may use or threaten to use force or violence to interfere with a union member in the exercise of LMRDA rights.

UNION OFFICER RESPONSIBILITIES

Financial Safeguards: Union officers have a duty to manage the funds and property of the union solely for the benefit of the union and its members in accordance with the union's constitution and bylaws. Union officers or employees who embezzle or steal union funds or other assets commit a Federal crime punishable by a fine and/or imprisonment.

Bonding: Union officers or employees who handle union funds or property must be bonded to provide protection against losses if their union has property and annual financial receipts which exceed \$5,000.

Labor Organization Reports: Union officers must:

- file an initial information report (Form LM-1) and annual financial reports (Forms LM-2/3/4) with OLMS; and
- retain the records necessary to verify the reports for at least five years.

Officer Reports: Union officers and employees must file reports concerning any loans and benefits received from, or certain financial interests in, employers whose employees their unions represent and businesses that deal with their unions.

Officer Elections: Unions must:

- old elections of officers of local unions by secret ballot at least every three years;
- conduct regular elections in accordance with their constitution and bylaws and preserve all records for one year;
- mail a notice of election to every member at least 15 days prior to the election;
- comply with a candidate's request to distribute campaign material;
- not use union funds or resources to promote any candidate (nor may employer funds or resources be used);
- permit candidates to have election observers; and
- allow candidates to inspect the union's membership list once within 30 days prior to the election.

Restrictions on Holding Office: A person convicted of certain crimes may not serve as a union officer, employee or other representative of a union for up to 13 years.

Loans: A union may not have outstanding loans to any one officer or employee that in total exceed \$2,000 at any time.

Fines: A union may not pay the fine of any officer or employee convicted of any willful violation of the LMRDA.

(Note: The above is only a summary of the LMRDA. Full text of the Act, which comprises Sections 401-531 of Title 29 of the United States Code, may be found in many public libraries, or by writing the U.S. Department of Labor, Office of Labor-Management Standards, 200 Constitution Ave., NW, Room N-5616, Washington, DC 20210, or on the internet at www.dol.gov.)

- ORIGINAL
- DUPLICATE
- RENEWAL

MEMBERSHIP APPLICATION OF THE SEAFARERS INTERNATIONAL UNION ATLANTIC, GULF, LAKES AND INLAND WATERS, AFL-CIO

PLEASE PRINT ALL
INFORMATION.
FILL OUT BOTH
SIDES OF FORM.

NAME _____
(LAST) (FIRST) (MIDDLE)

ADDRESS _____ PHONE NUMBER _____
(STREET)

(CITY) (STATE) (ZIP CODE)

SOCIAL SECURITY NUMBER _____ MOBILE NUMBER _____

PRESENT BOOK NUMBER _____ DATE ISSUED _____ PORT ISSUED _____

DEPARTMENT _____ RATING _____

ARE YOU A GRADUATE OF THE S.H.L.S.S. ENTRY PROGRAM? _____ WHEN _____
(DATE)

ARE YOU A GRADUATE OF A S.H.L.S.S. UPGRADING PROGRAM? _____ WHEN _____ TYPE _____
(DATE)

DO YOU HAVE A MARINE LICENSE? _____ GRADE _____

DATE OF BIRTH _____ PLACE OF BIRTH _____ ETHNICITY _____
(VOLUNTARY RESPONSE)

HEIGHT _____ WEIGHT _____ COLOR OF HAIR _____ COLOR OF EYES _____

NAME OF NEXT OF KIN _____

RELATIONSHIP OF NEXT OF KIN _____

ADDRESS OF NEXT OF KIN _____ PHONE NUMBER _____
(STREET)

(CITY) (STATE) (ZIP CODE) MOBILE NUMBER _____

SINGLE _____ MARRIED _____ NUMBER OF DEPENDENTS _____

WERE YOU EVER IN THE SERVICE? _____ BRANCH OF SERVICE _____

TYPE OF DISCHARGE _____ DATE OF SERVICE: FROM _____ TO _____

ARE YOU A U.S. CITIZEN? YES NO IF YOU ARE NOT A U.S. CITIZEN, ANSWER THE FOLLOWING QUESTIONS:

ALIEN REGISTRATION NUMBER _____ NATIVE COUNTRY _____

IF RESIDENT ALIEN, HOW LONG? _____ IF NON-RESIDENT ALIEN, HOW LONG? _____

HAVE YOU EVER APPLIED FOR U.S. CITIZENSHIP? YES NO

HAVE YOU EVER APPLIED FOR A VISA? YES NO

IF REJECTED, EXPLAIN WHY _____

HAVE YOU EVER BEEN A MEMBER OF ANOTHER UNION? _____ IF YES, ARE YOU STILL A MEMBER? _____

NAME OF THE UNION _____

S.I.U.N.A. — A.G.L.I.W. CONSTITUTION
(As Amended December 15, 2006)

ARTICLE III — SECTION 1 — MEMBERSHIP

There shall be three classes of membership: full book members, probationary members and retiree members. Candidates for membership shall be admitted to membership in accordance with such rules as may be adopted from time to time by a majority vote of the membership and which rules shall not be inconsistent with the provisions of this Constitution. All candidates with two hundred and sixty (260) days or more seatime in a consecutive twenty-four (24) calendar month period commencing from January 1, 1968, in an unlicensed capacity, aboard an American-flag merchant vessel or vessels, covered by contract with this Union, shall be eligible for full membership. All persons with less than the foregoing seatime but at least thirty (30) days of such seatime, shall be eligible for probationary membership. Only full book members shall be entitled to vote and to hold any office or elective job, except as otherwise specified herein. All probationary members shall have a voice in Union proceedings and shall be entitled to vote on Union contracts.

Employees are entitled to be agency fee payors rather than Union members. Membership in the Seafarers International Union - AGLIW is not a requirement to receive representation by the Seafarers International Union - AGLIW. For more information, write to the Secretary-Treasurer of the Seafarers International Union - AGLIW, 5201 Auth Way, Camp Springs, MD 20746.

ARTICLE XXIV — SECTION 14
Definitions and Miscellaneous Provisions Relating There to

The term "in an unlicensed capacity aboard an American-flag merchant vessel or vessels" shall include persons employed in an unlicensed or licensed capacity aboard dredges, tugboats, towboats and similar vessels used to tow, propel, or push barges or other conveyances or assist merchant vessels in docking or undocking, or persons otherwise employed in a contracted employer unit represented by the Union.

BELOW FOR OFFICE USE ONLY

FROM: BOOK NUMBER _____ SENIORITY _____
TO: BOOK NUMBER _____ SENIORITY _____

COMPANY CODE NUMBER _____

REMARKS: _____

REQUIRED

STAPLE
TWO
PASSPORT SIZE
PHOTOS
(BLACK & WHITE)

APPLICANT MUST LIST BELOW ALL SEATIME WITH SIU OCEAN, LAKES AND/OR INLAND COMPANIES

VESSEL	COMPANY	RATING	DATE SIGNED ON	DATE SIGNED OFF	NUMBER OF DAYS

I AM SUBMITTING THIS APPLICATION FOR: FULL BOOK MEMBERSHIP PROBATIONARY MEMBERSHIP (Where applicable, and verified above) SENIORITY CLASS A B C — OCEAN SENIORITY CLASS A B C — INLAND

I AM FURTHER CLAIMING THAT THE 24 CONSECUTIVE CALENDAR MONTH PERIOD, AS PER THE CONSTITUTION, FOR FULL BOOK MEMBERSHIP APPLICATION IS FROM _____ TO _____.

I AM PRESENTLY SAILING "INLAND" AS: (Check One) CAPTAIN PILOT MATE LEAD DECKHAND DECKHAND ENGINEER UTILITY OILER AB ORDINARY TANKERMAN COOK

MY PRESENT "INLAND" EMPLOYER IS _____ DATE OF EMPLOYMENT _____
DATE _____ APPLICANT'S SIGNATURE _____

FOR PORT AGENT'S VERIFICATION

PORT _____ AMOUNT OF INITIATION _____
DATE _____ APPROVED BY _____
(SIGNATURE)