

# Selected Current Bibliography on Labor & Employment Law

*compiled by* Book Review/Updates Editor

Included in this bibliography are recent articles on United States labor and employment law. An attempt has been made to provide full and complete bibliographical data. Readers are encouraged to submit additional titles for possible inclusion in the future.

## *Alternative Dispute Resolution*

Jennifer C. Bailey, Note, *The Search to Clarify an Elusive Standard: What Relationships Between Arbitrator and Party Demonstrate Evident Partiality?*, 2000 J. DISP. RESOL. 153 (2000).

Wayne D. Brazil, Symposium, *Continuing the Conversation about the Current Status and the Future of ADR: A View from the Courts*, 2000 J. DISP. RESOL. 11 (2000).

Paulette Delphine Hardin, *Sacrificing Statutory Rights on the Alter of Pre-Dispute Employment Agreements Mandating Arbitration*, 28 CAP. U. L. REV. 455 (2000).

Stacia Marie Jones, *Confidentiality in Discrimination-Related Dispute Mediation: Is There a Congressional Mandate for Union Employees to Have an Individual Right to Pursue Mediation Without Union Representation?*, 15 OHIO ST. J. ON DISP. RESOL. 483 (2000).

Susan Summers Raines, *ADR Program Checklist What Government Agencies Need to Know*, DISP. RESOL. J., Aug.–Oct. 2000, at 66.

Noah Rubins, *Time Limits For Confirmation of Arbitral Awards in United States Courts*, DISP. RESOL. J., Aug.–Oct. 2000, at 40.

Mindy D. Rufenacht, Comment, *The Concern Over Confidentiality in Mediation – An In-Depth Look at the Protection Provided by the Proposed Uniform Mediation Act* 2000 J. DISP. RESOL. 113 (2000).

Jean R. Sternlight, Symposium, *Is Binding Arbitration a Form of ADR?: An Argument That the Term "ADR" Has Begun to Outlive its Usefulness*, 2000 J. DISP. RESOL. 97 (2000).

### *Americans with Disabilities Act (ADA)*

- Jonathan Bick, *Americans With Disabilities Act and the Internet*, 10 ALB. L.J. SCI. & TECH. 205 (2000).
- Christine M. Harrington, Comment, *The Americans with Disabilities Act: The New Definition of Disability Post-Sutton v. United Airlines, Inc.*, 84 MARQ. L. REV. 251 (2000).
- Ryan P. Healy, Note, *Civil Rights—Mitigating Measures and the Definition of Disability Under the Americans with Disabilities Act of 1990—A Case of Judicial Myopia? Sutton v. United Air Lines*, 119 S. Ct. 2139 (1999), 35 LAND & WATER L. REV. 211 (2000).
- Barbara Hoffman, *Between a Disability and a Hard Place: The Cancer Survivors' Catch-22 of Proving Disability Status Under the Americans with Disabilities Act*, 59 MD. L. REV. 352 (2000).
- Stephen T. Kaminski, *Must Employers Pay for Viagra? An Americans with Disabilities Act Analysis Post-Bragdon and Sutton*, 4 DEPAUL J. HEALTH CARE L. 73 (2000).

### *Child Labor*

- Douglas L. Kruse and Douglas Mahony, *Illegal Child Labor in the United States: Prevalence and Characteristics*, 54 IND. & LAB. REL. REV. 17 (2000).

### *Collective Bargaining*

- Emily C. Chi, *Star Quality and Job Security: The Role of the Performers' Unions in Controlling Access to the Acting Profession*, 18 CARDOZO ARTS & ENT. L.J. 1 (2000).
- Elena A. Iankova, *Multi-Level Bargaining During Bulgaria's Return to Capitalism*, 54 IND. & LAB. REL. REV. 115 (2000).

### *Computers, the Internet, and Cyberspace*

- Michael Josserand, *The Impact of Employer Rules That Limit E-Mail Use and Internet Access*, COLO. LAW., Oct. 2000, at 7.
- Andrew M. Low, *E-Mail Voicemail, and Employees' Right to Privacy: Monitoring Employees' Electronic Communications*, COLO. LAW., Oct. 2000, at 13.
- Sindy J. Policy, *Employer Monitoring of Employee Internet and Email Use: An Effective Litigation Avoidance Tool*, 17 No. 11 COMPUTER & INTERNET LAW. 21 (Nov. 2000).

### *Comparative Labor Law*

Greg Hundley, *Male/Female Earnings Differences in Self-Employment: The Effects of Marriage, Children, and the Household Division of Labor*, 54 IND. & LAB. REL. REV. 95 (2000).

Elizabeth Brainerd, *Women in Transition: Changes in Gender Wage Differentials in Eastern Europe and the Former Soviet Union*, 54 IND. & LAB. REL. REV. 138 (2000).

### *Discrimination*

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Karen Gaum, Note, *Genaro v. Central Transport: A New Direction in Ohio Law Regarding Employment Discrimination*, 33 AKRON L. REV. 391 (2000).

Donald H. J. Hermann, *The Development of AIDS Federal Civil Rights Law: Anti-Discrimination Law Protection of Persons Infected with Human Immunodeficiency Virus*, 33 IND. L. REV. 783 (2000).

John M. Husband, *U.S. Supreme Court Sets Age Discrimination Proof Requirements*, COLO. LAW., Oct. 2000, at 37.

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### *Fair Labor Standards Act (FLSA)*

Jennifer Lynne Redmond, Note, *Are You Breaking Some Sort of Law?: Protecting an Employee's Informal Complaints Under the Fair Labor Standards Act's Anti-Retaliation Provision*, 42 WM. AND MARY L. REV. 319 (2000).

### *National Labor Relations*

Patrick M. Kuhlmann, Comment, *The Enigman of NLRA Section 2(11): The Supervisory Exclusion and the Case of the Charge Nurse*, 2000 WIS. L. REV. 157 (2000).

John B. Wefing, *Employer Drug Testing: Disparate Judicial and Legislative Responses*, 63 ALB. L. REV. 799 (2000).

### *Occupational Safety and Health*

Randy S. Rabinowitz and Mark M. Hager, *Designing Health and Safety:*

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### ***Retaliation***

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### ***Welfare***

Matthew Diller, *The Revolution in Welfare Administration: Rules, Discretion, and Entrepreneurial Government*, 75 N.Y.U. L. REV. 1121 (2000).

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Catherine J. Dolan, Case Note, *Kildow v. Baldwin Piano & Organ - The Tide Has Turned for Legitimate Carpal Tunnel Syndrome Claims in Arkansas Workers' Compensation Law*, 53 ARK. L. REV. 439 (2000).

Carol Modesitt Wyatt, *Workers Compensation: 1998-1999 Brings New Developments to Indiana's Worker's Compensation Law*, 33 IND. L. REV. 1625 (2000).