Record Nr. UNINA9910826228203321 Autore Garcia Ruben J Titolo Marginal workers: how legal fault lines divide workers and leave them without protection / / Ruben J. Garcia New York,: New York University Press, c2012 Pubbl/distr/stampa **ISBN** 0-8147-3863-X 0-8147-3862-1 Edizione [1st ed.] Descrizione fisica 1 online resource (196 p.) Collana Citizenship and migration in the Americas Disciplina 344.7301/133 Soggetti Discrimination in employment - Law and legislation - United States Minorities - Legal status, laws, etc - United States Foreign workers - Legal status, laws, etc - United States Labor unions - Law and legislation - United States Labor laws and legislation - United States Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Description based upon print version of record. Note generali Nota di bibliografia Includes bibliographical references and index. Nota di contenuto Introduction: who are the marginal workers? -- Framing workers' rights: the legal and theoretical underpinnings for the protection of marginal workers -- New voices at work: unionized workers at the intersection of race and gender -- Across the borders : how antidiscrimination law fails noncitizens and other marginal workers --Labor as property: guestworkers at the margins of domestic legal systems -- A global understanding of worker protection. Sommario/riassunto Undocumented and authorized immigrant laborers, female workers, workers of color, guest workers, and unionized workers together compose an enormous and diverse part of the labor force in America. Labor and employment laws are supposed to protect employees from various workplace threats, such as poor wages, bad working conditions, and unfair dismissal. Yet as members of individual groups with minority status, the rights of many of these individuals are often dictated by other types of law, such as constitutional and immigration

laws. Worse still, the groups who fall into these cracks in the legal system often do not have the political power necessary to change the laws for better protection. In Marginal Workers, Ruben J. Garcia

demonstrates that when it comes to these marginal workers, the sum of the law is less than its parts, and, despite what appears to be a plethora of applicable statutes, marginal workers are frequently lacking in protection. To ameliorate the status of marginal workers, he argues for a new paradigm in worker protection, one based on human freedom and rights.