

**N.J. DIVISION OF MENTAL HEALTH AND ADDICTION SERVICES (DMHAS)  
PROVIDER AGENCY LABOR HARMONY ATTESTATION**

I, \_\_\_\_\_, authorized representative for \_\_\_\_\_ (hereinafter **Covered Provider**), pursuant to N.J.S.A. 30:1-1.2b., hereby affirm and attest that:

1. As of the date of this Attestation [choose one]:
  - Covered Provider** has entered into a **Labor Harmony Agreement** with \_\_\_\_\_ **Labor Organization** (hereinafter **Labor Organization**) that represents or seeks to represent its **Covered Employees**<sup>1</sup> (**Labor Organization** signature required) ; **or**
  - No **Labor Organization currently represents or** has sought to represent the **Covered Provider's** Employees during the 90-day period following the **Covered Provider** entering into or renewing the within Contract (**Labor Organization** signature not required); **or**
  - Covered Provider** has entered into an agreement or binding obligation to be maintained through the term of the Contract that provides a commitment comparable to a Labor Harmony Agreement (**Labor Organization** signature required); and
  
2. If at any time after this Attestation has been executed and **Covered Provider** remains under contract with DMHAS, a **Labor Organization** provides notice to DMHAS that it represents or seeks to represent **Covered Provider's** Employees, **Covered Provider** will re-submit this Attestation signed by **Labor**

<sup>1</sup>N.J.S.A. 30:1-1.2c. Definitions:

‘Covered employee’ means any regular full-time or regular part-time employee who principally works for a covered provider and who performs or provides any type of work to deliver those services to individuals who are eligible to receive those services.

‘Covered provider’ means the entity entering into a Contract with the Department of Human Services’ Division of Mental Health and Addiction Services ...to provide mental health, behavioral health, and addiction services that employs more than 10 covered employees.

‘Labor harmony agreement’ means an agreement between a provider and any exclusive representative labor organization which represents or seeks to represent employees performing services under contract with the Department of Human Services’ Division of Mental Health and Addiction Services ...that contains a provision prohibiting economic or industrial action on the part of all parties and includes a process for the resolution of disputes between them.

‘Labor organization’ means a labor organization that is the collective bargaining representative of not less than 1,000 employees in the State of New Jersey that serve in similar classifications or provide similar services as those provided by the employees performing the contract for the Department of Human Services’ Division of Mental Health and Addiction Services ... contemplated in this act.

**Organization** affirming that **Covered Provider** has entered into a **Labor Harmony Agreement** or comparable agreement with **Labor Organization**.

I affirm and attest that the foregoing statements made by me are true. I understand that if any of the statements made by me are willfully false, or if Covered Provider fails to comply with any of the above, the Department of Human Services reserves all rights of remedy and enforcement.

\_\_\_\_\_  
Dated:

\_\_\_\_\_  
Authorized Representative, Covered Provider

\_\_\_\_\_  
Dated:

\_\_\_\_\_  
Labor Organization (If Applicable)