• West Virginia workers filed 11 representation cases with the National Labor Relations Board in FY22, an increase of 22% compared to the previous fiscal year.
• West Virginia workers filed 126 unfair labor practice charges against employers, an increase of 29% compared to the previous fiscal year.
• Among all states and territories, workers in West Virginia ranked 41st in representation cases and 21st in unfair labor practice charges at the NLRB.

STATES/TERRITORIES RANKED BY INCREASE IN NLRB CASES (REPRESENTATION AND ULP) BETWEEN FY21 AND FY22 (%)

Unfair labor practices (ULP) include, but are not limited to, firing employees for organizing a union, retaliating against workers for supporting a union, or refusing to bargain with an established union.

Representation cases are petitions for the NLRB to conduct an election in which employees vote on whether to unionize and bargain collectively with their employer. Employees, employers, and unions may file these petitions.