

# The Cope...



## INCMA's Monthly Newsletter

October 2018

### INCMA TO FILE AMICUS BRIEF ON FOUNDRY CLEANUP SUIT

INCMA's Board recently agreed to file a "friend of the court" or amicus brief in a matter impacting the former Elkhart Foundry property. The suit once again involves the issue of how long can a plaintiff wait to sue a company for environmental response costs. Under a recent Court of Appeals' decision, a plaintiff can basically wait as long as it wants since there really is not an effective statute of limitations. Statutes of limitations are enacted to prevent the filing of stale disputes and protects the resources of the parties and the courts. The law typically does not reward a person for sitting on his / her rights. The Court of Appeals' decision in Elkhart Foundry upends this by allowing a plaintiff to sue up to ten years after incurring cleanup costs and then getting a new ten year period every time it spends another dollar. INCMA will weigh in as needed on the need for predictability and reasonable limitations. Stay tuned.

### Trade and Tariff Policy: Indiana Business Update

The IMA is partnering with the Purdue Manufacturing

Extension Partnership to offer a half day session on Nov. 14th covering recent trade and tariff policies and their impact on the manufacturing sector. More information and registration information (\$85 pp) is [available here](#).

### TIGHT LABOR MARKET SPEEDING UP TIME-TO-HIRE

According to HR DIVE, almost 60% of recently hired employees in a new Clutch survey, Statistics on



the Average Job Search in 2018, landed their new jobs within two months of the job search. Clutch, a business-to-business analyst and marketing firm, said the tight labor market is forcing recruiters to speed up the time-to-hire process in the competition for talent. Almost half of new hires (43%) said they were offered a job in less than two weeks after beginning the application process. With the strong

competition for talent, slightly more than half of the survey respondents applied to five jobs or fewer. [Click here for more.](#)

### DEMOCRAT CLIMATE CHANGE AGENDA

From THE HILL - (A primary Capitol Hill publication in DC) "Democrats are unlikely to pursue major climate change legislation if they win the House majority, despite a growing body of evidence suggesting time is running out to address the issue. This represents a shift in strategy from when House Democrats last controlled the chamber. In 2009, they passed cap-and-trade legislation, which subsequently died in the Democratic-controlled Senate. The game plan for next year, House Democrats say, is more incremental steps and hearings. With President Trump in the White House and Republicans favored to keep the Senate next year, climate legislation would face stiff headwinds, and pushing it could spark backlash from the right — both now and after the Nov. 6 midterm elections." [Click here for the full article](#)

### AMERICANS WORRY LESS ABOUT GOVERNMENT REGULATION

GALLUP - Thirty-nine percent of Americans believe there is too much government regulation of business and industry, the lowest level in a decade. A third (33%) say there is the right amount of regulation, the highest percentage in 11 years, and a quarter (25%) say there is too little. The drop in the number who think there is too much regulation is occurring as President Donald Trump continues his drive to roll back federal regulations -- a key promise of his 2016 campaign. Trump has boasted of the success of his efforts, including his disputed claim earlier this year that "No president has ever cut so many regulations in their entire term ... as we have cut in less than a year."

[Click here for the full article.](#)

**PLEASE REMEMBER TO VOTE ON NOVEMBER 6th!**

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