

SECOND REGULAR SESSION

[PERFECTED]

# HOUSE BILL NO. 1770

## 97TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES BURLISON (Sponsor), JONES (110), LANT, REIBOLDT, WALKER, DAVIS, LOVE, HAMPTON, WHITE, HAAHR, KELLEY (127), PIKE, LICHTENEGGER, SWAN, REHDER AND FRAKER (Co-sponsors).

5566H.02P

D. ADAM CRUMBLISS, Chief Clerk

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### AN ACT

To amend chapter 290, RSMo, by adding thereto one new section relating to labor organizations, with an effective date and a referendum clause.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Chapter 290, RSMo, is amended by adding thereto one new section, to be  
2 known as section 290.591, to read as follows:

**290.591. 1. All people shall be guaranteed the freedom to work without being  
2 required to join or pay dues to any labor organization as a condition or continuation of  
3 employment. To this end, subsections 2 and 3 of this section shall apply to labor  
4 organizations, employers, and employees.**

**5 2. Except in instances when this section conflicts with or is preempted by federal  
6 law, no person shall be required as a condition or continuation of employment to:**

**7 (1) Become or refrain from becoming a member of a labor organization;**

**8 (2) Pay any dues, fees, assessments, or other similar charges, however  
9 denominated, of any kind or amount to a labor organization; or**

**10 (3) Pay to any charity or other third party any amount equivalent to, or on a  
11 pro rata basis, any dues, fees, assessments, or other charges required of members of a  
12 labor organization, in lieu of the payments listed under subdivision (2) of this  
13 subsection.**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

14           **3. Any agreement, understanding, or practice, written or oral, implied or**  
15 **expressed, between any labor organization and employer that violates the rights of**  
16 **employees as guaranteed under this section is declared to be unlawful, null and void,**  
17 **and of no legal effect.**

          Section B. This act is hereby submitted to the qualified voters of this state for  
2 approval or rejection at an election which is hereby ordered and which shall be held and  
3 conducted on Tuesday next following the first Monday in August 2014, or at any other  
4 successor primary election date in 2014 as provided by law, pursuant to the laws and  
5 constitutional provisions of this state for the submission of referendum measures by the  
6 general assembly, and this act shall become effective when approved by a majority of the  
7 votes cast thereon at such election and not otherwise.

          Section C. Pursuant to chapter 116, RSMo, and other applicable constitutional  
2 provisions and laws of this state allowing the general assembly to adopt ballot language for  
3 the submission of this referendum to the voters of this state, the official summary statement  
4 of this referendum shall be as follows:

5           "Shall Missouri law be amended to guarantee all people the freedom to work without  
6 being required to join or pay dues to any labor organization as a condition or continuation of  
7 employment?"

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9 It is estimated this proposal will result in little or no costs or savings for state and local  
10 governmental entities."

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