

FIRST REGULAR SESSION

# HOUSE JOINT RESOLUTION NO. 2

## 98TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE LANT.

0584H.011

D. ADAM CRUMBLISS, Chief Clerk

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### JOINT RESOLUTION

Submitting to the qualified voters of Missouri, an amendment to article I of the Constitution of Missouri, by adopting one new section relating to employees' rights.

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*Be it resolved by the House of Representatives, the Senate concurring therein:*

That at the next general election to be held in the state of Missouri, on Tuesday next following the first Monday in November, 2016, or at a special election to be called by the governor for that purpose, there is hereby submitted to the qualified voters of this state, for adoption or rejection, the following amendment to article I of the Constitution of the state of Missouri:

Section A. Article I, Constitution of Missouri, is amended by adding one new section, to be known as section 37, to read as follows:

**Section 37. 1. All people shall be guaranteed the freedom to work without being required to join or pay dues to any labor organization as a condition or continuation of employment. To this end, subsections 2 and 3 of this section shall apply to labor organizations, employers, and employees.**

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

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

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

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

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

          Section B. Pursuant to chapter 116, RSMo, and other applicable constitutional provisions  
2 and laws of this state allowing the general assembly to adopt ballot language for the submission  
3 of this referendum to the voters of this state, the official summary statement of this referendum  
4 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?  
8

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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