

HOUSE JOINT RESOLUTION NO. HJ0013

Employee Free Choice Act.

Sponsored by: Representative(s) Cohee, Buchanan, Childers, Edmonds, Illoway, Miller, Petersen, Quarberg and Teeters and Senator(s) Landen and Ross

A Bill

for

1 A JOINT RESOLUTION requesting Congress to defeat the
2 Employee Free Choice Act.

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4 WHEREAS, the right of employees under the National Labor
5 Relations Act to choose whether to be represented by a
6 labor organization by way of secret ballot election
7 conducted by the National Labor Relations Board is among
8 the most important protections afforded under federal labor
9 law; and

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11 WHEREAS, the right of employees to choose by secret ballot
12 their union representative is the only method that ensures
13 a choice free of coercion and intimidation; and

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1 WHEREAS, the recognition of a labor organization by private
2 agreement, rather than a secret ballot election overseen by
3 the National Labor Relations Board, threatens the freedom
4 of employees to choose whether to be represented by a labor
5 organization and severely limits the ability of the
6 National Labor Relations Board to ensure the protection of
7 workers; and

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9 WHEREAS, the Employee Free Choice Act, if it becomes law,
10 would eliminate the rights of employees to vote to
11 recognize a union by secret ballot, and replace it with the
12 card check process, where employees are forced to make
13 their choice in front of union supporters; and

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15 WHEREAS, the Employee Free Choice Act would increase
16 potential penalties against employers but not on labor
17 organizations for certain violations of the National Labor
18 Relations Act, and employers would be subject to paying
19 triple back pay and civil penalties of up to twenty
20 thousand dollars (\$20,000.00) per violation; and

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22 WHEREAS, the United States House of Representatives passed
23 the Employee Free Choice Act on March 1, 2007 and the
24 legislation is now pending before the United States Senate.

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2 *NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE*
3 *LEGISLATURE OF THE STATE OF WYOMING:*

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5 **Section 1.** The Legislature of the State of Wyoming
6 urges the United States Senate to defeat the Employee Free
7 Choice Act, which would destroy a system established more
8 than seventy (70) years ago with the enactment of the
9 National Labor Relations Act, a system that protects the
10 interests of both the employee and employer by ensuring
11 that both sides have an opportunity to make their case, and
12 by which employees are able to express their decisions in
13 private, free from coercion and intimidation.

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15 **Section 2.** That the Secretary of State of Wyoming
16 transmit copies of this resolution to the President of the
17 United States, to the President of the Senate and the
18 Speaker of the House of Representatives of the United
19 States Congress and to the Wyoming Congressional
20 Delegation.

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(END)