



General Assembly

Substitute Bill No. 6216

January Session, 2003

AN ACT AUTHORIZING CIVIL ACTIONS AGAINST EMPLOYERS THAT HIRE PROFESSIONAL STRIKEBREAKERS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 31-48a of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2003*):

3 (a) As used in this section, "professional strikebreaker" means any
4 person who has been employed anywhere two or more times in the
5 same craft or industry in place of employees involved in strikes or
6 lockouts. No person, partnership, agency, firm or corporation, or
7 officer or agent thereof, shall recruit, procure, supply or refer any
8 professional strikebreaker for employment in place of an employee
9 involved in a strike or lockout in which such person, partnership,
10 agency, firm or corporation is not directly interested. No professional
11 strikebreaker shall take or offer to take the place in employment of
12 employees involved in a strike or lockout.

13 (b) Any person, partnership, agency, firm or corporation [which]
14 that violates this section shall be fined not less than one hundred
15 dollars or more than one thousand dollars or imprisoned not more
16 than three years or both.

17 (c) An employee alleging to have been replaced by a professional
18 strikebreaker, in violation of the provisions of this section, may, not
19 later than one hundred eighty days after the employee becomes aware

20 of the alleged replacement, bring a civil action in superior court for the
21 judicial district where the employer has its principal office for the
22 reinstatement of the employee's previous job, payment of back wages
23 and reestablishment of employee benefits to which the employee
24 would have otherwise been entitled if the employee had not been so
25 replaced. An employee who prevails in such a civil action shall be
26 awarded reasonable attorney's fees and costs to be taxed by the court.

27 [(b)] (d) Nothing in this section shall prevent or interfere with the
28 recruiting or procuring of any person who is not a professional
29 strikebreaker within the meaning of subsection (a) of this section,
30 provided there shall be compliance with the provisions of section 31-
31 121.

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| This act shall take effect as follows: | |
| Section 1 | October 1, 2003 |

LAB

Joint Favorable Subst. C/R

JUD