



General Assembly

**Amendment**

January Session, 2019

LCO No. 9838



Offered by:

REP. FISHBEIN, 90<sup>th</sup> Dist.

REP. POLLETTA, 68<sup>th</sup> Dist.

To: House Bill No. 6935

File No. 478

Cal. No. 303

**"AN ACT CONCERNING THE RIGHT OF A PUBLIC EMPLOYEE TO JOIN OR SUPPORT A UNION."**

1 In line 13, after "parties." insert the following:

2 "Notwithstanding the provisions of this subsection, prior to a public  
3 employer providing the exclusive representative with such  
4 information, a member of management or a designated representative,  
5 during a private meeting, shall explain to any newly hired employee  
6 that such employee may abstain from union participation pursuant to  
7 applicable state and federal law and offer such employee an  
8 opportunity to opt out of the provision of any personal information to  
9 the exclusive representative. A public employer shall withhold the  
10 personal information of such employee from the exclusive  
11 representative without informing such representative of the  
12 employee's decision to opt out."

13 In line 27, after "orientation." insert the following:

14 "Notwithstanding the provisions of this subdivision, any employee  
15 who opts out of the provision of personal information to the exclusive  
16 representative, pursuant to subsection (a) of this section, and who  
17 elects not to participate in a public employer's new employee  
18 orientation, shall be excused from participation from such orientation  
19 and any other meeting that will be attended by the exclusive  
20 representative, without any retribution or ramifications."

21 In line 71, after "meetings" insert the following:

22 ", except that a public employer shall not provide such access to  
23 public employees who have elected not to participate in meetings  
24 attended by the exclusive representative, pursuant to subdivision (1) of  
25 subsection (b) of this section"

26 In line 89, after "employer." insert the following:

27 "Notwithstanding the provisions of this subsection, a public  
28 employer shall not provide any such information of an employee who  
29 is not a union member or who has opted out of providing such  
30 information to the exclusive representative, pursuant to subsection (a)  
31 of this section."