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Maine HP 328 (2015)	ALEC Right to Work Act
<p>2. Labor organization. "Labor organization" means an organization, agency or employee representation committee or union that exists for the purpose, in whole or in part, of negotiating or bargaining with employers on behalf of employees concerning wages, rates of pay, hours of work, other conditions of employment or other forms of compensation.</p>	<p>Section 3. {Labor organization.} The term "labor organization" means any organization of any kind, or agency or employee representation committee or union, that exists for the purpose, in whole or in part, of dealing with employers concerning wages, rates of pay, hours of work, other conditions of employment, or other forms of compensation.</p>
<p>§3502. Right to refrain Notwithstanding any law to the contrary, a person may not be required, as a condition of employment or continuation of employment, to:</p>	<p>Section 4. {Freedom of choice guaranteed, discrimination prohibited.} No person shall be required, as a condition of employment or continuation of employment:</p>
<p>1. Member. Become or remain a member of a labor organization;</p>	<p>(B) to become or remain a member of a labor organization;</p>
<p>2. Dues. Pay any dues, fees, assessments or other similar charges, however denominated, of any kind or amount to a labor organization; or</p>	<p>(C) to pay any dues, fees, assessments, or other charges of any kind or amount to a labor organization;</p>
<p>3. Payment to 3rd party. Pay to a charity or other 3rd party, in lieu of payments specified in subsection 2, any amount equivalent to or a pro rata portion of dues, fees, assessments or other charges required of members of a labor organization.</p>	<p>(D) to pay to any charity or other third party, in lieu of such payments, any amount equivalent to or a pro-rata portion of dues, fees, assessments, or other charges regularly required of members of a labor organization;</p>
<p>§3503. Agreements in violation An agreement, understanding or practice, written or oral, implied or expressed, between a labor organization and an employer that violates a provision of this chapter is unlawful, void and of no legal effect.</p>	<p>Section 6. {Agreements in violation, and actions to induce such agreements, declared illegal.} Any agreement, understanding, or practice, written or oral, implied or expressed, between any labor organization and employer that violates the rights of employees as guaranteed by provisions of this chapter is hereby declared to be unlawful, null and void, and of no legal effect . . .</p>
<p>§3504. Penalty A person who directly or indirectly violates any provision of this chapter commits a Class D crime.</p>	<p>Section 8. {Penalties.} Any person who directly or indirectly violates any provision of this chapter shall be guilty of a misdemeanor, and upon conviction thereof shall be subject to a fine not exceeding (insert amount) or imprisonment for a period of not more than (insert time period), or both such fine and imprisonment.</p>
<p>§3505. Injunctive relief A person injured as a result of another</p>	<p>Section 9. {Civil remedies.} Any employee harmed as a result of</p>

<p>person's violation or threatened violation of a provision of this chapter is entitled to injunctive relief against the person violating or threatening to violate this chapter.</p>	<p>any violation or threatened violation of the provisions of this chapter shall be entitled to injunctive relief against any and all violators or persons threatening violations . . .</p>
<p>§3506. Damages A person injured as a result of a violation or threatened violation of a provision of 31 this chapter may recover all damages, including court costs and reasonable attorney's fees, resulting from the violation or threatened violation. A recovery of damages under this section is independent of and in addition to the penalty provided in section 3504.</p>	<p>. . . and may in addition thereto recover any and all damages, including costs and reasonable attorney fees, of any character resulting from such violation or threatened violation. Such remedies shall be independent of and in addition to the penalties and remedies prescribed in other provisions of this chapter.</p>
<p>§3507. Duty to investigate and enforce The Attorney General shall investigate complaints of a violation or threatened violation of this chapter and shall prosecute any person violating any of its provisions. The Attorney General shall use all means available to ensure effective enforcement of this chapter.</p>	<p>Section 10. {Duty to investigate.} It shall be the duty of the prosecuting attorneys of each county (or the attorney general of this state) to investigate complaints of violation or threatened violations of this chapter and to prosecute all persons violating any of its provisions, and to take all means at their command to ensure its effective enforcement.</p>

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