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SENATE BILL NO. 1125

Offered January 12, 2011

Prefiled January 11, 2011

A BILL to amend the Code of Virginia by adding in Article 1 of Chapter 4 of Title 40.1 a section numbered 40.1-54.3, relating to the right of individuals to vote by secret ballot for a designation, a selection, or an authorization for employee representation by a labor organization.

Patrons—Stosch and McDougle

Referred to Committee on Commerce and Labor

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding in Article 1 of Chapter 4 of Title 40.1 a section numbered 40.1-54.3 as follows:

§ 40.1-54.3. Right to vote by secret ballot on labor organization representation.

A. As used in this section, "labor organization" means any organization of any kind, or any agency or employee representation committee or plan, in which employees participate and which exists for the purpose, in whole or in part, of dealing with employers concerning grievances, labor disputes, wages, rates of pay, hours of employment, or conditions of work.

B. In any procedure providing for the designation, selection, or authorization of a labor organization to represent employees, the right of an individual employee to vote by secret ballot in such a procedure is a fundamental right that shall be guaranteed from infringement.