

Department of Planning and Budget 2016 Fiscal Impact Statement

1. **Bill Number:** SB446-ER

House of Origin ☐ Introduced ☐ Substitute ☐ Engrossed

Second House ☐ In Committee ☐ Substitute ☒ Enrolled

2. **Patron:** Obenshain

3. **Committee:** Passed Both Houses

4. **Title:** Constitutional amendment (voter referendum); right to work.

5. **Summary:** Provides for a referendum at the November 8, 2016, election to approve or reject an amendment to prohibit any agreement or combination between an employer and a labor union or labor organization whereby (i) nonmembers of the union or organization are denied the right to work for the employer, (ii) membership to the union or organization is made a condition of employment or continuation of employment by such employer, or (iii) the union or organization acquires an employment monopoly in any such enterprise.

6. **Budget Amendment Necessary:** Yes – Item 86 (Electoral Services).

7. **Fiscal Impact Estimates:** Final – see Item 8.

Expenditure Impact:

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2016	\$0	0.00	-
2017	\$131,158	0.00	GF
2018	\$0	0.00	-
2019	\$0	0.00	-
2020	\$0	0.00	-
2021	\$0	0.00	-
2022	\$0	0.00	-

8. **Fiscal Implications:** Section 30-19.9, Code of Virginia, requires the State Board of Elections to run advertisements in state newspapers and prepare posters and pamphlets providing public notice about constitutional amendments. The estimated one-time cost relating to one amendment is \$131,158, which is based on the cost of advertising and printing for proposed 2014 constitutional amendments. This amount consists of approximately \$129,403 in newspaper advertising costs and \$1,755 for printing costs of pamphlets and posters.

It is anticipated that this bill will not result in a fiscal impact to the Department of Labor and Industry. The bill sets up a referendum that would seek to include the current law on the right to work, § 40.1-59, in the Virginia Constitution. This bill would not have an impact on the

cost of enforcement as the language the Department of Labor and Industry currently enforces would remain the same.

9. Specific Agency or Political Subdivisions Affected: Department of Elections and Department of Labor and Industry.

10. Technical Amendment Necessary: No.

11. Other Comments: This bill is a companion to HB4 (Richard P. Bell).