

Final Copy #66

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December 13, 2005

Director: Office of Legislative Legal Services
Director: Office of the Legislative Council

ELECTIONS / LEGISLATION
SECRETARY OF STATE
Sirs,

In response to the suggestions made in your Memorandum of December 13, 2005, the proponents of proposed initiated measure 2005-2006, #66 presently are submitting a copy of the Draft without substantial amendment to the proposed measure:

Be It Enacted by the People of the State of Colorado:

An Amendment to the Constitution of the State of Colorado to read:

SECTION 1. The rights of all citizens of Colorado to freely belong to labor unions of their choosing, to democratically participate in labor elections, and to authorize labor organizations to engage in collective bargaining on their behalf when voted upon by a majority of employees in their specific trade or workplace shall not be prohibited or infringed.

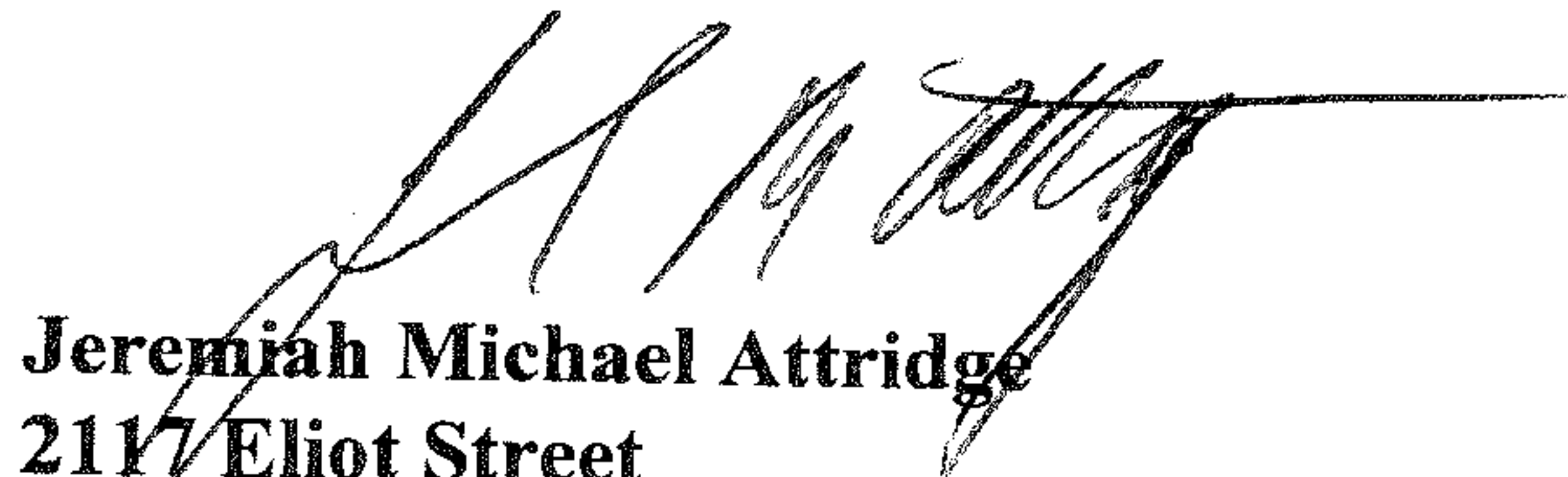
SECTION 2. (1) (a) It shall be illegal for any employer to threaten, coerce, intimidate, lockout, or discharge any employee due to union membership or activity, or to refuse to bargain in good faith with a labor organization when a majority of employees in the workplace or trade have signed cards authorizing the union to represent them.

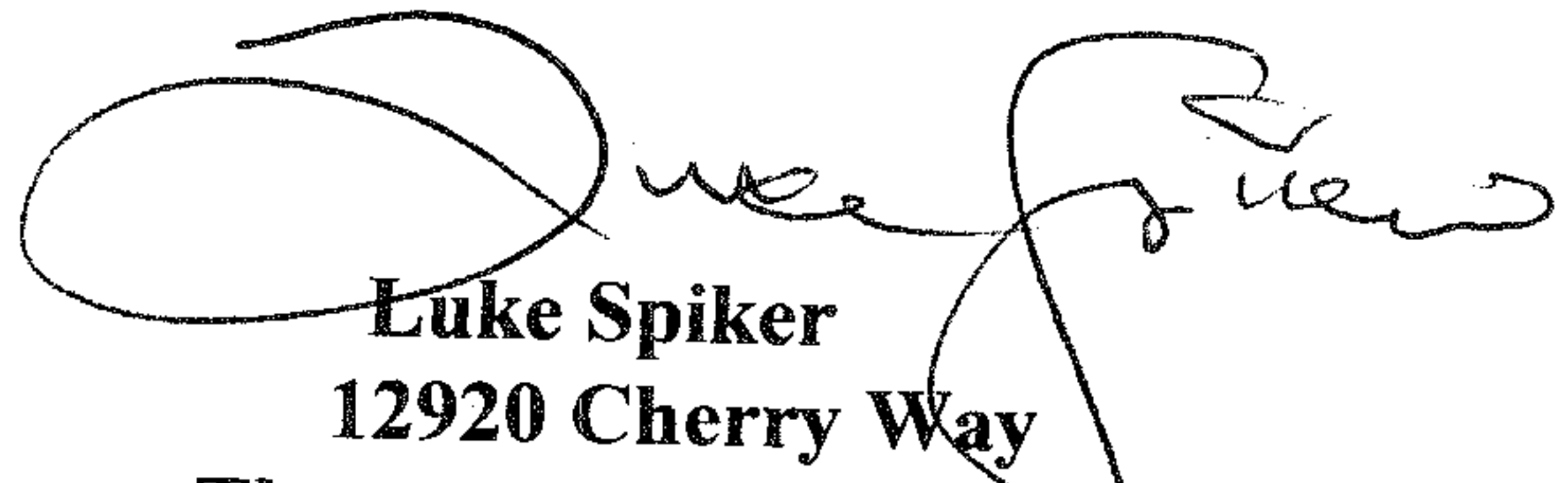
(b) Any employer found to be in an initial violation of this article shall be subject to a disciplinary penalty of a fine of no less than one thousand dollars for each individual offense, and shall be required to pay full restitution of past compensation, benefits, and legal expenses of those individual employees who have been harmed.

(c) Any employer found to have subsequently violated this article shall be required to pay compensation and fines double to the previous offense, legal expenses of individual employees who have been harmed, and shall have the issuance of all government licenses and permits suspended for a period of at least six months and no greater than a year for each subsequent violation.

SECTION 3. This article shall become effective from and after the date of the official declaration of the vote of November 7, 2006 by proclamation of the Governor of Colorado.

Respectfully submitted,


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Shall there be an Amendment to the Colorado Constitution guaranteeing enumerated rights of all citizens to belong to labor unions, to democratically participate in union elections, to engage in collective bargaining when so voted upon by a majority in a specific trade or workplace, and to provide for disciplinary penalties against employers who attempt to prohibit or infringe upon those enumerated rights?