



2009 SENATE JOINT RESOLUTION 36

May 26, 2009 – Introduced by Senators S. FITZGERALD, KANAVAS, DARLING, SCHULTZ, GROTHMAN and A. LASEE, cosponsored by Representatives VUKMIR, VOS, KLEEFISCH, PETERSEN, TAUCHEN, M. WILLIAMS, KRAMER, BROOKS, J. OTT, NYGREN, MEYER, STRACHOTA, PRIDEMORE, LOTHIAN, ROTH, TOWNSEND, BIES, NEWCOMER, SUDER, LEMAHIEU, BALLWEG, KNODL, GUNDERSON and STONE. Referred to Committee on Labor, Elections and Urban Affairs.

1 **To create** section 14 of article XIII of the constitution; **relating to:** secret ballot for
2 employee representation elections (first consideration).

EXPLANATION OF PROPOSAL

This proposed constitutional amendment, proposed to the 2009 legislature on first consideration, requires that elections for designation or authorization of employee representation in collective bargaining shall be by secret ballot.

A proposed constitutional amendment requires adoption by two successive legislatures, and ratification by the people, before it can become effective.

3 ***Resolved by the senate, the assembly concurring, That:***

4 **SECTION 1.** Section 14 of article XIII of the constitution is created to read:

5 [Article XIII] Section 14. When elections for designation or authorization for
6 employee representation in collective bargaining are required by law, the election
7 shall be by secret ballot.

8 **SECTION 2. Numbering of new provision.** The new section 14 of article XIII
9 of the constitution created in this joint resolution shall be designated by the next
10 higher open whole section number in that article if, before the ratification by the

1 people of the amendment proposed in this joint resolution, any other ratified
2 amendment has created a section 14 of article XIII of the constitution of this state.
3 If one or more joint resolutions create a section 14 of article XIII simultaneously with
4 the ratification by the people of the amendment proposed in this joint resolution, the
5 sections created shall be numbered and placed in a sequence so that the sections
6 created by the joint resolution having the lowest enrolled joint resolution number
7 have the numbers designated in that joint resolution and the sections created by the
8 other joint resolutions have numbers that are in the same ascending order as are the
9 numbers of the enrolled joint resolutions creating the sections.

10 ***Be it further resolved, That*** this proposed amendment be referred to the
11 legislature to be chosen at the next general election and that it be published for 3
12 months previous to the time of holding such election.

13 (END)