

SENATE BILL NO. 219

INTRODUCED BY J. TAYLOR

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4 A BILL FOR AN ACT ENTITLED: "AN ACT PROHIBITING PUBLIC EMPLOYERS FROM DEDUCTING LABOR
5 ORGANIZATION DUES FROM PUBLIC EMPLOYEE PAY WITHOUT THE EMPLOYEE'S CONSENT;
6 PROHIBITING DEDUCTIONS FROM PUBLIC EMPLOYEE PAY FROM BEING USED FOR POLITICAL
7 PURPOSES BY A LABOR ORGANIZATION WITHOUT THE EMPLOYEE'S CONSENT; AND AMENDING
8 SECTION 39-31-203, MCA."

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10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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12 **Section 1.** Section 39-31-203, MCA, is amended to read:
13 **"39-31-203. Deduction of dues from employee's pay -- employee authorization required.** (1) ~~Upon~~
14 ~~Without~~ written authorization of ~~any~~ a public employee within a bargaining unit, the a public employer shall may
15 not deduct from the pay of ~~the a public employee the monthly amount of~~ any dues, uniform assessments, or
16 special assessments of a labor organization.

17 (2) (a) Without written consent of a public employee, deductions authorized by the employee on behalf
18 of a labor organization may not be used by the labor organization for the purposes of political activity, including
19 contributions to a candidate, political party, political committee, or other political organization as certified by the
20 ~~secretary of the exclusive representative and shall deliver the dues to the treasurer of the exclusive~~
21 ~~representative.~~

22 (b) A public employee that has authorized deductions from the employee's pay by the public employer
23 on behalf of a labor organization but has not authorized the use of those deductions for political purposes is
24 entitled to receive from the labor organization upon request of the employee an audited statement of the income,
25 expenditures, assets, and liabilities of the labor organization.

26 (c) A public employee that believes the employee's deductions from pay on behalf of a labor organization
27 have been used in violation of this subsection (2) may file a complaint with the board."

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29 **NEW SECTION. Section 2. Severability.** If a part of [this act] is invalid, all valid parts that are severable
30 from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications, the part

1 remains in effect in all valid applications that are severable from the invalid applications.

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