

MAINE STATE LEGISLATURE

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131st MAINE LEGISLATURE

FIRST SPECIAL SESSION-2023

Legislative Document

No. 1707

H.P. 1096

House of Representatives, April 18, 2023

**An Act to Allow Workers to Work Without Having to Pay Labor
Organization Service Fees**

Reference to the Committee on Labor and Housing suggested and ordered printed.

Robert B. Hunt
ROBERT B. HUNT
Clerk

Presented by Representative MORRIS of Turner.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 26 MRSA §600-B** is enacted to read:

3 **§600-B. Service fee for representation prohibited**

4 An employee who has refrained from joining or participating in the activities of an
5 organization for the purposes of representation and collective bargaining that is the
6 bargaining agent for the employee may not be required to pay to the organization a service
7 fee that represents the employee's pro rata share of those expenditures that are germane to
8 the organization's representational activities.

9 **Sec. 2. 26 MRSA §963, sub-§2**, as enacted by PL 2007, c. 415, §2, is amended to
10 read:

11 **2. Not join a union.** Refrain from joining or participating in the activities of
12 organizations for the purposes of representation and collective bargaining, ~~except that an~~
13 ~~employee may be required to pay to the organization that is the bargaining agent for the~~
14 ~~employee a service fee that represents the employee's pro rata share of those expenditures~~
15 ~~that are germane to the organization's representational activities.~~

16 **Sec. 3. 26 MRSA §979-B, sub-§2**, as enacted by PL 2007, c. 415, §6, is amended
17 to read:

18 **2. Not join a union.** Refrain from joining or participating in the activities of
19 organizations for the purposes of representation and collective bargaining, ~~except that an~~
20 ~~employee may be required to pay to the organization that is the bargaining agent for the~~
21 ~~employee a service fee that represents the employee's pro rata share of those expenditures~~
22 ~~that are germane to the organization's representational activities.~~

23 **Sec. 4. 26 MRSA §1023, sub-§2**, as enacted by PL 2007, c. 415, §10, is amended
24 to read:

25 **2. Not join a union.** Refrain from joining or participating in the activities of
26 organizations for the purposes of representation and collective bargaining, ~~except that an~~
27 ~~employee may be required to pay to the organization that is the bargaining agent for the~~
28 ~~employee a service fee that represents the employee's pro rata share of those expenditures~~
29 ~~that are germane to the organization's representational activities.~~

30 **Sec. 5. 26 MRSA §1283, sub-§2**, as enacted by PL 2007, c. 415, §15, is amended
31 to read:

32 **2. Not join a union.** Refrain from joining or participating in the activities of
33 organizations for the purposes of representation and collective bargaining, ~~except that an~~
34 ~~employee may be required to pay to the organization that is the bargaining agent for the~~
35 ~~employee a service fee that represents the employee's pro rata share of those expenditures~~
36 ~~that are germane to the organization's representational activities.~~

37 **SUMMARY**

38 This bill prohibits requiring an employee who has refrained from joining or
39 participating in the activities of an organization for the purposes of representation and
40 collective bargaining that is the bargaining agent for the employee to pay to the

1 organization a service fee that represents the employee's pro rata share of those
2 expenditures that are germane to the organization's representational activities.