

HOUSE BILL NO. 5020

September 20, 2023, Introduced by Rep. Schriver and referred to the Committee on Government Operations.

A bill to amend 1947 PA 336, entitled

"An act to prohibit strikes by certain public employees; to provide review from disciplinary action with respect thereto; to provide for the mediation of grievances and the holding of elections; to declare and protect the rights and privileges of public employees; to require certain provisions in collective bargaining agreements; to prescribe means of enforcement and penalties for the violation of the provisions of this act; and to make appropriations,"

(MCL 423.201 to 423.217) by adding section 10a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 10a. (1) A bargaining representative shall not use dues,

1 fees, assessments, or other contributions collected from a public
2 employee for a political purpose unless all of the following
3 conditions are met:

4 (a) The public employee gives the bargaining representative
5 explicit authorization, in writing, to use the public employee's
6 dues, fees, assessments, or other contributions for a political
7 purpose. A public employee's authorization must be made during the
8 35-day period described in subsection (2) and the authorization
9 expires 1 year after the date it is made.

10 (b) The public employee has not revoked the public employee's
11 authorization. A public employee may revoke the public employee's
12 authorization at any time.

13 (c) The bargaining representative complies with subsection
14 (2).

15 (2) Each year, a bargaining representative shall provide the
16 public employees that it represents a 35-day period to make the
17 authorization described in subsection (1). Before the 35-day period
18 begins, the bargaining representative shall provide written notice
19 to the public employees that it represents that includes all of the
20 following information:

21 (a) The start date and end date of the 35-day period.

22 (b) A statement that a public employee may make an
23 authorization described in subsection (1) only during the 35-day
24 period.

25 (c) An accounting of the expenditures the bargaining
26 representative made for political purposes during the immediately
27 preceding 1-year period. The accounting must include the entity to
28 which each expenditure was made and the purpose of the expenditure.

29 (3) As used in this section:

1 (a) "Expenditure" means that term as defined in section 3 of
2 1978 PA 472, MCL 4.413.

3 (b) "Lobbying" means that term as defined in section 5 of 1978
4 PA 472, MCL 4.415.

5 (c) "Lobbyist" means that term as defined in section 5 of 1978
6 PA 472, MCL 4.415.

7 (d) "Lobbyist agent" means that term as defined in section 5
8 of 1978 PA 472, MCL 4.415.

9 (e) "Political purpose" means any of the following:

10 (i) Support for or opposition to any of the following:

11 (A) A ballot question or ballot question committee as those
12 terms are defined in section 2 of the Michigan campaign finance
13 act, 1976 PA 388, MCL 169.202.

14 (B) A political committee, political party, or political party
15 committee as those terms are defined in section 11 of the Michigan
16 campaign finance act, 1976 PA 388, MCL 169.211.

17 (ii) Lobbying.

18 (iii) An expenditure to a lobbyist or lobbyist agent.