

## SENATE RESOLUTION No. 1828

By Senators Huelskamp, Abrams, Apple, Barnett, Brownlee, Bruce, Brungardt, Donovan, Emler, Kelsey, Lynn, Marshall, Masterson, McGinn, Morris, Ostmeyer, Owens, Pilcher-Cook, Pyle, D. Schmidt, Taddiken, Teichman, Umbarger, Vratil and Wagle

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12 A RESOLUTION urging the Kansas Congressional Delegation to oppose  
13 legislation that disenfranchises workers by removing their right to a  
14 private ballot union election.

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16 WHEREAS, The right to a private, secret ballot when voting on ex-  
17 ternal representation is fundamentally inherent in our representative Re-  
18 public and shall not be infringed upon; and

19 WHEREAS, Passing the Employee Free Choice Act (EFCA; H.R. 800/  
20 S. 1041 as introduced in the 110th Congress) will replace a federally  
21 supervised private ballot election with a system that facilitates coercion  
22 and intimidation, known as “card check”, whereby employees publically  
23 sign cards to vote for unionization; and

24 WHEREAS, 79% of the American people support a worker’s right to  
25 a federally supervised secret ballot election when deciding whether or  
26 not to join a union; and

27 WHEREAS, Agreement in opposition to the EFCA is overwhelming;  
28 with 77% of Republicans, 82% of Democrats and 79% of independents  
29 believing in protecting private ballots; and

30 WHEREAS, In July 2002, before a United States House of Represen-  
31 tatives subcommittee, a union employee testified that those who would  
32 not vote for a union in a public “card check” program were threatened  
33 with termination, deportation and loss of 401(k) and health benefits; and

34 WHEREAS, Chairman of the United States House of Representatives  
35 Education and Labor Committee, Representative Miller (D-CA), a  
36 staunch supporter of the American “card check” bill, sent a letter to  
37 Mexican government officials which stated, “...we feel that the private  
38 ballot is absolutely necessary in order to ensure workers are not intimi-  
39 dated into voting for a union they may otherwise not choose.”; and

40 WHEREAS, The Employee Free Choice Act’s mandatory binding ar-  
41 bitration provisions deny workers the right to participate in the collective  
42 bargaining process between employees and the union: Now, therefore,

43 *Be it resolved by the Senate of the State of Kansas: That we find so-*

1 called “card check” legislation such as the Employee Free Choice Act to  
2 be detrimental to the rights of workers and an offence against democratic  
3 principles and that we urge all the members of the Kansas Congressional  
4 Delegation to support worker freedom by opposing the EFCA and any  
5 of its components in 2009 and in future years; and

6 Be it further resolved: That the Secretary of the Senate be directed to  
7 provide an enrolled copy of this resolution to each member of the Kansas  
8 Congressional Delegation.