



JOHN R. ASHCROFT

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STATE INFORMATION CENTER
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SECRETARY OF STATE
STATE OF MISSOURI

ELECTIONS DIVISION
(573) 751-2301

February 22, 2017

RECEIVED

FEB 22 2017

STATE AUDITORS OFFICE

The Honorable Nicole Galloway
State Auditor
State Capitol Building
Jefferson City, MO 65101

RE: Petition approval request from Mike Louis regarding a proposed referendum petition for Senate Substitute 2 for Senate Bill 19 (2018-R002)

Dear Auditor Galloway:

Enclosed please find a referendum petition sample sheet for Senate Substitute 2 for Senate Bill 19 filed by Mike Louis on February 21, 2017.

We are referring the enclosed petition sample sheet to you for the purposes of preparing a fiscal note and fiscal note summary as required by Section 116.332, RSMo. Section 116.175.2, RSMo requires the state auditor to forward the fiscal note and fiscal note summary to the attorney general within twenty days of receipt of the petition sample sheet.

Thank you for your immediate consideration of this request.

Sincerely,

John R. Ashcroft

cc: Hon. Joshua D. Hawley
Sheri Hoffman
Trish Vincent

County _____

Page No. _____

It is a class A misdemeanor punishable, notwithstanding the provisions of section 560.021, RSMo, to the contrary, for a term of imprisonment not to exceed one year in the county jail or a fine not to exceed ten thousand dollars or both, for anyone to sign any referendum petition with any name other than his or her own, or knowingly to sign his or her name more than once for the same measure for the same election, or to sign a petition when such person knows he or she is not a registered voter.

PETITION FOR REFERENDUM

To the Honorable John P. (Jay) Ashcroft, Secretary of State for the state of Missouri:

We, the undersigned, registered voters of the state of Missouri and _____ County (or city of St. Louis), respectfully order that Senate Substitute Number 2 for Senate Bill No. 19, entitled "An Act To amend chapter 290, RSMo, by adding thereto one new section relating to labor organizations, with penalty provisions," passed by the 99th general assembly of the state of Missouri, at the first regular session of the 99th general assembly, shall be referred to the voters of the State of Missouri, for their approval or rejection, at the general election to be held on the 6th day of November, 2018, unless the general assembly shall designate another date, and each for himself or herself says: I have personally signed this petition; I am a registered voter of the state of Missouri and _____ County (or city of St. Louis); my registered voting address and name of the city, town or village in which I live are correctly written after my name.

[OFFICIAL BALLOT TITLE]

CIRCULATOR'S AFFIDAVIT

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FEB 21 2017

MO. SECRETARY OF STATE

STATE OF MISSOURI,
COUNTY OF _____

I, _____, being first duly sworn, say (print or type names of signers)
(Petition Circulator's Printed Name)

NAME (Signature)	DATE SIGNED	REGISTERED VOTING ADDRESS (Street) (City, Town or Village)	Zip Code	Congr. Dist.	NAME (Printed or Typed)
1.					
2.					
3.					
4.					
5.					
6.					
7.					
8.					
9.					
10.					

signed this page of the foregoing petition, and each of them signed his or her name thereto in my presence; I believe that each has stated his or her name, registered voting address and city, town or village correctly, and that each signer is a registered voter of the state of Missouri and _____ County.

FURTHERMORE, I HEREBY SWEAR OR AFFIRM UNDER PENALTY OF PERJURY THAT ALL STATEMENTS MADE BY ME ARE TRUE AND CORRECT AND THAT I HAVE NEVER BEEN CONVICTED OF, FOUND GUILTY OF, OR PLED GUILTY TO ANY OFFENSE INVOLVING FORGERY.

I am at least 18 years of age. I do do not (check one) expect to be paid for circulating this petition. If paid, list the payer

Signature of Affiant (Person obtaining signatures)

Street address of Affiant

Printed Name of Affiant

City, State and Zip Code of Affiant

Subscribed and sworn to before me this _____ day of _____, A.D. _____.

Notary Public (Seal)

Signature of Notary

My commission expires:

Address of Notary

FIRST REGULAR SESSION
[TRULY AGREED TO AND FINALLY PASSED]
SENATE SUBSTITUTE NO. 2 FOR

SENATE BILL NO. 19

99TH GENERAL ASSEMBLY

2017

0269S.05T

AN ACT

To amend chapter 290, RSMo, by adding thereto one new section relating to labor organizations, with penalty provisions.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 290, RSMo, is amended by adding thereto one new section, to be known as section 290.590, to read as follows:

290.590. 1. As used in this section, the following terms shall
2 mean:

3 (1) "Employer", any individual, organization, partnership, state
4 agency, political subdivision, corporation, or other legal entity which
5 employs or has employed one or more individuals performing services
6 for the entity within this state; and

7 (2) "Labor organization", any organization of any kind or agency,
8 or employee representation committee or union which exists for the
9 purpose in whole or in part of dealing with employers concerning
10 wages, rates of pay, hours of work, other conditions of employment, or
11 other forms of compensation.

12 2. No person shall be required as a condition or continuation of
13 employment to:

14 (1) Become, remain, or refrain from becoming a member of a
15 labor organization;

16 (2) Pay any dues, fees, assessments, or other similar charges
17 however denominated of any kind or amount to a labor organization;
18 or

19 (3) In lieu of the payments listed under subdivision (2) of this
20 subsection, pay to any charity or other third party any amount
21 equivalent to, or on a pro rata basis, any dues, fees, assessments, or
22 other charges required of members of a labor organization.

23 3. Any agreement, understanding, or practice, written or oral,
24 implied or expressed, between any labor organization and employer

25 that violates the rights of employees as guaranteed under this section
26 is unlawful, null and void, and of no legal effect.

27 4. Any person who violates or directs another to violate any
28 provision of this section shall be guilty of a class C misdemeanor.

29 5. (1) Any person injured as a result of any violation or
30 threatened violation of this section shall be entitled to injunctive relief
31 against any and all violators or persons threatening violations.

32 (2) Any person injured as a result of any violation or threatened
33 violation of this section may recover any and all damages of any
34 character resulting from such violation or threatened violation
35 including costs and reasonable attorney fees. Such remedies shall be
36 independent of and in addition to the other penalties and remedies
37 prescribed under this section.

38 6. The prosecuting attorney or circuit attorney with jurisdiction
39 over the location where a violation or threatened violation of this
40 section occurs or the attorney general of this state shall investigate
41 complaints of violation or threatened violation of this section,
42 prosecute any person violating this section, and use all means at their
43 command to ensure the effective enforcement of this section.

44 7. This section shall not apply:

45 (1) To employers and employees covered by the federal Railway
46 Labor Act;

47 (2) To federal employers and employees;

48 (3) To employers and employees on exclusive federal enclaves;

49 (4) Where this section conflicts with or is preempted by federal
50 law; or

51 (5) To any agreement between an employer and a labor
52 organization entered into before the effective date of this section but
53 shall apply to any such agreement upon its renewal, extension,
54 amendment, or modification in any respect after the effective date of
55 this section.

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