



129th MAINE LEGISLATURE

SECOND REGULAR SESSION-2020

Legislative Document

No. 2113

H.P. 1506

House of Representatives, February 20, 2020

**An Act To Prevent Charter Schools from Using State Funds for
Anti-union Campaigns**

(AFTER DEADLINE)

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

Reference to the Committee on Education and Cultural Affairs suggested and ordered printed.

A handwritten signature in cursive script that reads "Robert B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative SYLVESTER of Portland.
Cosponsored by Senator MILLETT of Cumberland and
Representatives: BABBIDGE of Kennebunk, DODGE of Belfast, DUNPHY of Old Town,
HANDY of Lewiston, McCREA of Fort Fairfield, PLUECKER of Warren, RISEMAN of
Harrison, TALBOT ROSS of Portland.

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

2 **Sec. 1. 20-A MRSA §2412, sub-§4, ¶F** is enacted to read:

3 F. A public charter school may not use or expend funds received pursuant to section
4 2413-A, subsection 2, paragraph A, B or C to engage in, or retain legal counsel for
5 the purpose of engaging in, activities that interfere with, restrain or coerce employees
6 of the public charter school in their exercise of rights under the National Labor
7 Relations Act, Section 7.

8 **SUMMARY**

9 Under current law, public charter school employees are covered by the National
10 Labor Relations Act, 29 United States Code, Chapter 7, Subchapter II. This bill prohibits
11 a public charter school from using funds received from the State or Federal Government
12 to engage in, or to retain legal counsel for the purpose of engaging in, activities that
13 interfere with, restrain or coerce employees of the public charter school in their exercise
14 of rights granted under the National Labor Relations Act, Section 7. Under Section 7,
15 covered employees are given the right to self-organization; to form, join or assist labor
16 organizations; to bargain collectively through representatives of their own choosing; and
17 to engage in other concerted activities for the purpose of collective bargaining or other
18 mutual aid or protection and also have the right to refrain from any of those activities
19 except to the extent that such a right may be affected by an agreement requiring
20 membership in a labor organization as a condition of employment.