

As Introduced

132nd General Assembly
Regular Session
2017-2018

H. J. R. No. 11

Representatives Becker, Riedel

Cosponsors: Representatives Thompson, Brinkman, Dean, Roegner, Zeltwanger

A JOINT RESOLUTION

Proposing to enact Section 12 of Article XV of the
Constitution of the State of Ohio to subject any
public employee collective bargaining representative
to an annual election to remain certified as the
exclusive representative.

Be it resolved by the General Assembly of the State of
Ohio, three-fifths of the members elected to each house
concurring herein, that there shall be submitted to the electors
of the state, in the manner prescribed by law at the general
election to be held on November 3, 2020, a proposal to enact
Section 12 of Article XV of the Constitution of the State of
Ohio to read as follows:

ARTICLE XV

Section 12. (A) As used in this section:

(1) "Exclusive representative" means any employee
organization certified or recognized as an exclusive
representative of all the public employees in a bargaining unit.

(2) "Employee organization" means any labor or bona fide

organization in which public employees participate and that 19
exists for the purpose, in whole or in part, of dealing with 20
public employers concerning grievances, labor disputes, wages, 21
hours, terms, and other conditions of employment. 22

(3) "Public employee" means any person holding a position 23
by appointment or employment in the service of a public 24
employer. 25

(4) "Public employer" means the state or any political 26
subdivision of the state located entirely within the state. 27

(B) An exclusive representative who enters into a 28
collective bargaining agreement with a public employer on or 29
after the effective date of this section annually shall be the 30
subject of an election to certify that the exclusive 31
representative retains the support of a majority of all of the 32
employees in a bargaining unit. 33

(1) An exclusive representative that receives the support 34
of a majority of all of the employees in the bargaining unit 35
remains certified as the exclusive representative. 36

(2) An exclusive representative that does not receive the 37
support of a majority of all of the employees in the bargaining 38
unit is no longer the exclusive representative of the employees 39
in the bargaining unit. 40

(C) Any collective bargaining agreement entered into 41
between an exclusive representative and a public employer on or 42
after the effective date of this section shall specify that, if 43
the exclusive representative is decertified under division (B) 44
(2) of this section, the agreement expires on the date the 45
exclusive representative is decertified. 46

EFFECTIVE DATE 47

If adopted by a majority of the electors voting on this	48
proposal, Section 12 of Article XV of the Constitution of the	49
State of Ohio takes effect immediately.	50