

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

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HOUSE BILL 800
PROPOSED COMMITTEE SUBSTITUTE H800-PCS30373-LB-66

Short Title: Preserving the Right to Secret Ballot.

(Public)

Sponsors:

Referred to:

April 7, 2011

A BILL TO BE ENTITLED

AN ACT PROPOSING AN AMENDMENT TO THE NORTH CAROLINA
CONSTITUTION SO AS TO GUARANTEE THE RIGHT OF AN INDIVIDUAL TO
VOTE BY SECRET BALLOT FOR A DESIGNATION, A SELECTION, OR AN
AUTHORIZATION FOR EMPLOYEE REPRESENTATION BY A LABOR
ORGANIZATION.

The General Assembly of North Carolina enacts:

SECTION 1. Article I of the North Carolina Constitution is amended by adding a
new section to read:

"Sec. 38. Secret ballot on employee representation by a labor organization.

The fundamental right of an individual to vote by secret ballot is guaranteed for a
designation, a selection, or an authorization for employee representation by a labor
organization."

SECTION 2. The amendment set out in Section 1 of this act shall be submitted to
the qualified voters of the State at the general election in November 2012, which election shall
be conducted under the laws then governing elections in the State. Ballots, voting systems, or
both may be used in accordance with Chapter 163 of the General Statutes. The question to be
used in the voting systems and ballots shall be:

"[] FOR [] AGAINST

A constitutional amendment providing that the fundamental right of an individual to
vote by secret ballot is guaranteed for a designation, a selection, or an authorization for
employee representation by a labor organization."

SECTION 3. If a majority of votes cast on the question are in favor of the
amendment set out in Section 1 of this act, the State Board of Elections shall certify the
amendment to the Secretary of State. The amendment becomes effective upon certification.
The Secretary of State shall enroll the amendments so certified among the permanent records of
that office.

SECTION 4. This act is effective when it becomes law.

