HB 2079 - S AMD **481**
　　By　　　Senator Clements

NOT ADOPTED 4/13/2007

1　　　On page 1, line 10, after "<u>(2)</u>" strike all material through
2　"immediately." on page 2, line 1 and insert "<u>An agency shop fee paying</u>
3　<u>nonmember of a labor organization has a cause of action in superior</u>
4　<u>court against the labor organization for wrongful use of agency shop</u>
5　<u>fees if the labor organization violates subsection (1) of this section.</u>
6　　<u>(3) Upon finding that there is a violation of subsection (1) of</u>
7　<u>this section, the court shall award the plaintiff damages and the costs</u>
8　<u>of the suit, including investigative costs and reasonable attorneys'</u>
9　<u>fees and costs. The court may impose a civil penalty not exceeding</u>
10　<u>twenty-five thousand dollars for each violation and may grant temporary</u>
11　<u>and permanent injunctions on such terms as it deems reasonable to</u>
12　<u>prevent or restrain further violations.</u>"

13　　　Renumber the sections consecutively and correct any internal
14　references accordingly.

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18　　　On page 1, line 1 of the title, after "fees;" strike the remainder
19　of the title and insert "and amending RCW 42.17.760."

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　　　EFFECT: Provides nonmembers a with a legal cause of action if a
　　　labor organization spends his or her agency shop fees in violation
　　　of the affirmative authorization requirement of this statute; in
　　　the event of a judgment against the labor organization, the court
　　　may impose a $25,000 civil penalty; removes the emergency clause.