

**ASSEMBLY CONCURRENT
RESOLUTION No. 164**

STATE OF NEW JERSEY

219th LEGISLATURE

INTRODUCED MARCH 16, 2020

Sponsored by:
Assemblyman WILLIAM F. MOEN, JR.
District 5 (Camden and Gloucester)

SYNOPSIS

Urges United States Senate to pass Protecting the Right to Organize Act of 2019.

CURRENT VERSION OF TEXT

As introduced.



1 **A CONCURRENT RESOLUTION** urging the United States Senate to
2 pass the Protecting the Right to Organize Act of 2019.
3

4 **WHEREAS**, H.R.2474, the Protecting the Right to Organize Act of
5 2019, is currently pending before the United States Senate
6 Committee on Health, Education, Labor, and Pensions; and
7 **WHEREAS**, The Protecting the Right to Organize Act of 2019 would
8 prevent employers from classifying employees as supervisors or
9 independent contractors in order to exempt them from labor law
10 protections; and
11 **WHEREAS**, The Protecting the Right to Organize Act of 2019 would
12 expand the scope of an unfair labor practice to include a prohibition
13 on the permanent replacement of, or discrimination against,
14 workers who participate in strikes; and
15 **WHEREAS**, The Protecting the Right to Organize Act of 2019 would
16 prevent employers from requiring or coercing workers to attend
17 mandatory meetings designed to discourage them from forming a
18 union; and
19 **WHEREAS**, The Protecting the Right to Organize Act of 2019 creates a
20 process for rapid mediation for a union and employer to achieve a
21 first contract, and prevents unnecessary or dilatory delays by
22 employers after a successful vote to form a union; and
23 **WHEREAS**, Under the Protecting the Right to Organize Act of 2019,
24 workers would be permitted to participate in collective or class-
25 action litigation against their employer, and would allow any person
26 to bring a civil action for harm caused by unfair labor practices or a
27 violation of labor law, instead of restricting this ability to only
28 agency or National Labor Relations Board action; and
29 **WHEREAS**, The Protecting the Right to Organize Act of 2019 would
30 allow for injunctions to be placed on employers engaging in unfair
31 labor practices involving a discharge from employment, or other
32 serious economic harm to a worker, replacing the current system
33 that does not provide for any financial penalties; and
34 **WHEREAS**, The Protecting the Right to Organize Act of 2019 also
35 would expand penalties for violations of labor law, including
36 interference with the National Labor Relations Board; and
37 **WHEREAS**, The Protecting the Right to Organize Act of 2019 would
38 eliminate deceptively-named “Right to Work” laws, which have
39 crippled unions and led to lower wages and reduced employee
40 benefits in states where they have been adopted; and
41 **WHEREAS**, The Protecting the Right to Organize Act of 2019 would
42 allow employees to continue to work while they wait for a pending
43 case to be heard, instead of allowing an employer to terminate their
44 employment; and
45 **WHEREAS**, These changes to current law included in the Protecting the
46 Right to Organize Act of 2019 would reverse the ability of
47 employers to violate labor laws with impunity, and reverse the
48 erosion of workers’ rights and abilities to bargain collectively and

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1 secure economic rights for themselves and their dependents; now,
2 therefore,

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4 **BE IT RESOLVED** *by the General Assembly of the State of New*
5 *Jersey (the Senate concurring):*

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7 1. The United States Senate is urged to pass H.R. 2474, the
8 Protecting the Right to Organize Act of 2019.

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10 2. Copies of this resolution, as filed with the Secretary of State,
11 shall be transmitted by the Clerk of the General Assembly or the
12 Secretary of the Senate to Senator Robert Menendez and Senator
13 Cory Booker.

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STATEMENT

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18 This resolution urges the United States Senate to pass H.R.2474,
19 the Protecting the Right to Organize Act of 2019. This bill,
20 currently before the Committee on Health, Education, Labor, and
21 Pensions, would protect workers attempting to organize in their
22 workplace and would create new enforcement powers to crack
23 down on violations of existing labor law.