



HOUSE BILL No. 5103

November 4, 1999, Introduced by Rep. Callahan and referred to the Committee on Employment Relations, Training and Safety.

A bill to amend 1939 PA 176, entitled

"An act to create a commission relative to labor disputes, and to prescribe its powers and duties; to provide for the mediation and arbitration of labor disputes, and the holding of elections thereon; to regulate the conduct of parties to labor disputes and to require the parties to follow certain procedures; to regulate and limit the right to strike and picket; to protect the rights and privileges of employees, including the right to organize and engage in lawful concerted activities; to protect the rights and privileges of employers; to make certain acts unlawful; and to prescribe means of enforcement and penalties for violations of this act,"

by amending section 22 (MCL 423.22).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 22. (1) ~~It shall be unlawful for an employer to~~ AN
2 EMPLOYER SHALL NOT engage in a lockout ~~or for~~ AND a labor
3 organization ~~to~~ SHALL NOT engage in or instigate a strike with-
4 out first having served notice as required in section 9.
5 (2) ~~It shall be unlawful for any individual to~~ AN
6 INDIVIDUAL SHALL NOT instigate a lockout or strike ~~which~~ THAT

1 is ~~unlawful under this section~~ PROHIBITED UNDER
2 SUBSECTION (1).

3 (3) AN EMPLOYER SHALL NOT DO EITHER OF THE FOLLOWING:

4 (A) HARASS AN INDIVIDUAL LAWFULLY ENGAGED IN A STRIKE.

5 (B) CARRY OR DISPLAY A FIREARM IN THE PRESENCE OF ANY
6 STRIKER.

7 (4) AN EMPLOYER'S AGENT OR EMPLOYEE WHO PROVIDES SECURITY OR
8 PROTECTION OF THE EMPLOYER'S PROPERTY SHALL NOT DO ANY OF THE
9 FOLLOWING DURING A STRIKE:

10 (A) HARASS AN INDIVIDUAL LAWFULLY ENGAGED IN A STRIKE.

11 (B) CARRY OR DISPLAY A FIREARM IN THE PRESENCE OF ANY
12 STRIKER.

13 (C) LEAVE THE EMPLOYER'S PROPERTY WITHIN THE COURSE OF THE
14 PERFORMANCE OF HIS OR HER DUTIES.

15 (5) ~~(3) Any~~ AN individual or person may pursue ~~any~~ AN
16 appropriate legal or equitable remedy or other relief in ~~any~~
17 THE circuit court having ~~jurisdiction~~ VENUE with respect to
18 ~~any~~ AN act or conduct in violation of ~~any of the provisions~~
19 ~~of~~ this act, except FOR subsection (1) and sections 16 and 17a.
20 The existence of a criminal penalty with respect to ~~any such~~
21 THAT act or conduct ~~shall~~ DOES not ~~be deemed to~~ preclude
22 appropriate equitable relief.

23 (6) AS USED IN THIS SECTION, "FIREARM" MEANS THAT TERM AS
24 DEFINED IN SECTION 3T OF 1846 RS 1, MCL 8.3T.