

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **SB 551** SLS 14RS 857

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

| | |
|---|--------------------------------|
| Date: May 13, 2014 12:39 PM | Author: PEACOCK |
| Dept./Agy.: Workforce Commission/Labor | Analyst: Patrice Thomas |
| Subject: Mass Picketing | |

LABOR DISPUTES

OR SEE FISC NOTE

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Provides relative to labor organizations and labor disputes. (8/1/14)

Proposed law defines "mass picketing" and prohibits mass picketing if it hinders a person from pursuing lawful employment, obstructs a business premises, obstructs the free and uninterrupted use of public transportation, or takes place on private property of an employer without permission. Proposed law provides that a business or employer subjected to picketing that is prohibited may bring action in a court of competent jurisdiction to enjoin the activity (no bond required). Proposed law provides fines and penalties of up to \$1,000 per day that a person violates a court order. Proposed law provides fines and penalties of up to \$10,000 per day for labor organization that assists in prohibited picketing. Proposed law provides all fines and penalties shall be paid in to the registry of the court. Proposed law provides that a person adversely affected by prohibited picketing may be compensated from the penalties paid into the registry. Proposed law provides that if no claim is filed against penalties in the registry within a year, the court shall use the funds in the administration of the court. Proposed law is effective August 1, 2014.

| EXPENDITURES | 2014-15 | 2015-16 | 2016-17 | 2017-18 | 2018-19 | 5 -YEAR TOTAL |
|---------------------|----------------|----------------|----------------|----------------|----------------|----------------------|
| State Gen. Fd. | SEE BELOW | SEE BELOW | SEE BELOW | SEE BELOW | SEE BELOW | |
| Agy. Self-Gen. | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Ded./Other | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Federal Funds | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Local Funds | SEE BELOW | SEE BELOW | SEE BELOW | SEE BELOW | SEE BELOW | |
| Annual Total | | | | | | |

| REVENUES | 2014-15 | 2015-16 | 2016-17 | 2017-18 | 2018-19 | 5 -YEAR TOTAL |
|---------------------|----------------|----------------|----------------|----------------|----------------|----------------------|
| State Gen. Fd. | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Agy. Self-Gen. | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Ded./Other | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Federal Funds | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Local Funds | SEE BELOW | SEE BELOW | SEE BELOW | SEE BELOW | SEE BELOW | |
| Annual Total | | | | | | SEE BELOW |

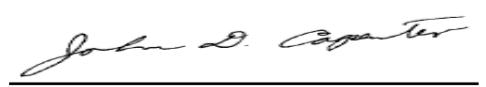
EXPENDITURE EXPLANATION

This proposed legislation may increase governmental expenditures by an indeterminable amount related to court costs associated with judicial workload, time and attendance (presence of judges, clerks, bailiffs, counsel, etc.) as a result of an employer or business bring an action to court related to prohibited mass picketing activity. The Legislative Fiscal Office cannot determine the number of enjoined suits that would be filed or violation determined as a result of this measure.

REVENUE EXPLANATION

The proposed legislation may result in an indeterminable increase in self-generated revenues associated with fine collections. This measure allows the courts to subject a person that engages in prohibited picketing a fine of up to \$1,000 each day of the violation. In addition, a labor organization that assists in prohibited picketing shall be subject to a fine of up to \$10,000 each day of the violation. All fines shall be deposited into the registry of the court. After one year, if any funds are left over after damages are paid, fines deposited into the registry of the court shall be deposited into the general fund of the court for use in the administration of the court.

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| <u>Senate</u> | <u>Dual Referral Rules</u> | <u>House</u> | <input type="checkbox"/> 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S} |
| <input type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H} | | | <input type="checkbox"/> 6.8(F)(2) >= \$500,000 State Rev. Reduc. {H & S} |
| <input type="checkbox"/> 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H} | | | <input type="checkbox"/> 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S} |


John D. Carpenter
Legislative Fiscal Officer