

Proposition To Be Voted Upon in State of Nevada

at General Election, November 4, 1952

I, JOHN KOONTZ, the duly elected, qualified, and acting Secretary of State of the State of Nevada, do hereby certify that the following is a true, full, and correct copy of the original "INITIATIVE PETITION—An act relating to employment; prohibiting the denial of employment because of nonmembership in a labor organization; prohibiting agreements excluding any person from employment because of nonmembership in a labor organization; prohibiting strikes or picketing to induce violation of this Act; making illegal compelling or attempting to compel a person to join a labor organization or leave his employment against his will; prohibiting conspiracies to cause the discharge of any persons because of nonmembership in a labor organization; and prescribing penalties for the violation thereof." to be voted upon at the General Election in Nevada, November 4, 1952.

QUESTION NO. 1

INITIATIVE PETITION

SHALL—An act relating to employment; prohibiting the denial of employment because of nonmembership in a labor organization; prohibiting agreements excluding any person from employment because of nonmembership in a labor organization; prohibiting strikes or picketing to induce violation of this Act; making illegal compelling or attempting to compel a person to join a labor organization or leave his employment against his will; prohibiting conspiracies to cause the discharge of any persons because of nonmembership in a labor organization; and prescribing penalties for the violation thereof.

THE PEOPLE OF THE STATE OF NEVADA DO ENACT AS FOLLOWS:

Section 1. DEFINITION OF LABOR ORGANIZATION. The term "labor organization" means any organization of any kind, or any agency or employee representation committee or plan, in which employees participate and which exists for the purpose, in whole or in part, of dealing with employers concerning grievances, labor disputes, wages, rates of pay, hours of employment, or other conditions of employment.

Section 2. AGREEMENTS PROHIBITING EMPLOYMENT BECAUSE OF NONMEMBERSHIP IN LABOR ORGANIZATION PROHIBITED. No person shall be denied the opportunity to obtain or retain employment because of nonmembership in a labor organization, nor shall the state, or any subdivision thereof or any corporation, individual or association of any kind enter into any agreement, written or oral, which excludes any person from employment or continuation of employment because of nonmembership in a labor organization.

Section 3. CERTAIN CONTRACTS DECLARED ILLEGAL AND VOID. Any act or any provision in any agreement which is in violation of this act shall be illegal and void. Any strike or picketing to force or induce any employer to make an agreement in writing or orally in violation of this act shall be for an illegal purpose.

Section 4. COMPELLING PERSON TO JOIN A LABOR ORGANIZATION OR TO STRIKE AGAINST HIS WILL OR TO LEAVE HIS EMPLOYMENT PROHIBITED. It shall be unlawful for any employee, labor organization, or officer, agent or member thereof to compel or attempt to compel any person to join any labor organization or to strike against his will or to leave his employment by any threatened or actual interference with his person, immediate family or property.

Section 5. CONSPIRACIES TO VIOLATE ACT PROHIBITED. Any combination or conspiracy by two or more persons to cause the discharge of any person or to cause him to be denied employment because he is not a member of a labor organization, by inducing or attempting to induce any other person to refuse to work with such person, shall be illegal.

Section 6. LIABILITY FOR DAMAGES. Any person who violates any provision of this Act, or who enters into any agreement containing a provision declared illegal by this Act, or who shall bring about the discharge or the denial of employment of any person because of nonmembership in a labor organization shall be liable to the person injured as a result of such act or provision and may be sued therefor, and in any such action any labor organization, subdivision or local thereof shall be held to be bound by the acts of its duly authorized agents acting within the scope of their authority and may sue or be sued in its common name.

Section 7. INJUNCTIVE RELIEF. Any person injured or threatened with injury by an act declared illegal by this act shall, notwithstanding any other provision of the law to the contrary, be entitled to injunctive relief therefrom.

Section 8. DEFINITION OF PERSON. The word "person" includes a corporation, association, company, firm or labor organization, as well as a natural person.

Section 9. SEVERABILITY OF PROVISIONS. If any word, clause, phrase, sentence, provision or other part of this Act or the application thereof to any person or circumstance shall be held invalid, the remainder of this Act and the application of such invalid word, clause, phrase, sentence or other provision of this Act to other persons or circumstances shall not be affected thereby.

Section 10. This act shall be in full force and effect from and after its passage and approval.—be approved?

Yes 58,823 ☐

No 37,789 ☐

(Explanation of Question No. 1)

The initiative measure, if adopted, will make it unlawful to deny any person the opportunity to obtain or retain employment because of nonmembership in a labor organization, and will prohibit any written or oral agreement whereby any person is excluded from employment because of nonmembership in a labor organization, or the compelling by any person, labor organization or officer or agent thereof, the joining by any person of an organization or to engage in a strike against his will. Prohibits a conspiracy by two or more persons to cause the discharge of any person or cause him to be denied employment because he is not a member of a labor organization.

[SEAL]

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Great Seal of State, at my office in Carson City, Nevada, this 6th day of August, A. D. 1952.

John Koontz

Secretary of State.