

April 1, 1996

LB 1391

SENATOR ABOUD: ..from NAPE? I assume she did. I didn't have that in the file.

SENATOR HUDKINS: The day of the hearing, were there representatives from NAPE present?

SENATOR ABOUD: No, not from NAPE. There was...I believe Larry Primeau was there, but he represents, I believe, DAS, so...but there was...and he would have been involved with it in some way, but there was no one from NAPE there and there was no testimony from DAS or Personnel Department in regard to this issue at the hearing.

SENATOR HUDKINS: So even though an employee resigns from a union, submits the proper request for these union dues to be withheld, until the department withholding them gets authorization from the union those dues continue to be withheld? Is that correct?

SENATOR ABOUD: I don't know the answer to that.

SENATOR HUDKINS: Well, according to the Office of the Attorney General's letter, that is what it says: The department has refused to cease withholding for the employee's union dues until it receives proper authorization from NAPE. And I have problems with the fact that if she resigned in whatever month it was and then she had to re-request the withholdings to stop in the proper month, is that even constitutional that the employees are forced to continue paying the dues once they have requested not to be paying dues?

SPEAKER WITHEM: Senator Abboud.

SENATOR ABOUD: Well ..

SPEAKER WITHEM: Oh, I'm sorry. I thought, Senator Hudkins, I'm sorry, I thought you were finished here.

SENATOR HUDKINS: No, he's asking...answering my question.

SENATOR ABOUD: There was...if you...on the Attorney General's Opinion of May 9, 1994, he talks about that issue and I'm going to let...it's on the second to the last paragraph and I'll read