

**AMENDMENT TO THE AMENDMENT IN THE NATURE
OF A SUBSTITUTE TO H.R. 2474
OFFERED BY MR. ROE**

In section 2(d)(1)—

(1) in subparagraph (A), strike “; and’” and insert “a semicolon”;

(2) in subparagraph (B), in the matter proposed to amend section 8 of the National Labor Relations Act (29 U.S.C. 158)—

(A) in paragraph (6), strike the period and insert “; and” ; and

(B) add at the end the following:

1 “(7) to recognize or bargain collectively with a
2 labor organization that has not been selected by a
3 majority of such employees in a secret ballot con-
4 ducted by the board in accordance with section 9.”.

In section 2(d)(2)—

(1) in subparagraph (C), strike “and” at the end;

(2) in subparagraph (D)—

(A) strike “by striking ‘; and’ and inserting a period;”; and

(B) insert “and” at the end; and

(3) add at the end the following:

1 (E) by adding at the end the following:

2 “(6) to cause or attempt to cause an employer
3 to recognize or bargain collectively with a represent-
4 ative of a labor organization that has not been se-
5 lected by a majority of such employees in a secret
6 ballot election conducted by the Board in accordance
7 with section 9.”.

In section 2(c)(1)(D), in the matter proposed to
amend section 9 of the National Labor Relations Act (29
U.S.C. 159)—

(1) strike “(A) If the Board” and insert “If the
Board”; and

(2) strike subparagraphs (B) and (C).

Add at the end the following new section:

8 **SEC. __. SECRET BALLOT ELECTIONS.**

9 (a) SECRET BALLOT ELECTION.—Section 9(a) of the
10 National Labor Relations Act (29 U.S.C. 159(a)) is
11 amended by inserting after “designated or selected” the fol-
12 lowing: “by a secret ballot election conducted in accord-
13 ance with this section”.

14 (b) APPLICABILITY OF CERTAIN AMENDMENTS.—

1 (1) IN GENERAL.—The amendments described
2 in paragraph (2) shall not apply to collective bar-
3 gaining relationships in which a labor organization
4 with majority support was lawfully recognized before
5 the date of the enactment of this Act.

6 (2) AMENDMENTS LISTED.—The amendments
7 described under this paragraph are the amend-
8 ments—

9 (A) made under subsection (a) of this sec-
10 tion;

11 (B) to subsection (a)(7) of section 8 of the
12 National Labor Relations Act (29 U.S.C. 158);
13 and

14 (C) to subsection (b)(6) of such section of
15 such Act.

