

---

HOUSE BILL 1242

---

State of Washington                      64th Legislature                      2015 Regular Session

By Representatives Muri and Magendanz

Read first time 01/15/15. Referred to Committee on Labor.

1            AN ACT Relating to clarifying the prohibition of educational  
2 employees from striking or refusing to perform official duties;  
3 adding a new section to chapter 41.59 RCW; and creating a new  
4 section.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

6            NEW SECTION.    **Sec. 1.**    The legislature finds that, like other  
7 state and local public employees, educational employees do not have a  
8 legally protected right to strike. No such right existed at common  
9 law, and none has been granted by statute. The legislature finds that  
10 educational employees do not have, and have never had, a legally  
11 protected right to strike. The legislature further finds, as have  
12 numerous trial court decisions and the Washington state attorney  
13 general in AGO 2006 No. 3, that any argument that a right to strike  
14 is implied by the absence of a provision in chapter 41.59 RCW  
15 disavowing the right to strike is simply wrong. The legislature  
16 intends by this act to foreclose any such argument from being made in  
17 the future.

18            NEW SECTION.    **Sec. 2.**    A new section is added to chapter 41.59  
19 RCW to read as follows:

1        Nothing contained in this chapter shall permit or grant any  
2 educational employee the right to strike or refuse to perform his or  
3 her official duties.

--- END ---