

SB188_L.007

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Business, Labor, & Technology.

SB19-188 be amended as follows:

1 Amend printed bill, page 19, line 7, strike "PREMIUMS," and substitute
2 "PREMIUMS AND".

3 Page 19, line 8, strike "(2)(d)," and substitute "(2)(d)."

4 Page 19, strike line 9 and substitute "MONEY IN THE".

5 Page 22, strike lines 20 through 27 and insert:

6 "(5) (a) AN AGGRIEVED INDIVIDUAL MAY BRING A CLAIM AGAINST
7 AN EMPLOYER FOR A VIOLATION OF THIS SECTION.

8 (b) THE CLAIM MAY BE RESOLVED THROUGH MEDIATION IF THE
9 AGGRIEVED INDIVIDUAL AND THE EMPLOYER EACH AGREE.

10 (c) A CLAIM BROUGHT IN ACCORDANCE WITH THIS SECTION MUST
11 BE FILED WITHIN TWO YEARS AFTER THE DATE ON WHICH THE AGGRIEVED
12 INDIVIDUAL KNEW OR SHOULD HAVE KNOWN OF THE VIOLATION.

13 (d) THE DIVISION SHALL RULE ON THE CLAIM WITHIN ONE
14 HUNDRED EIGHTY DAYS AFTER THE CLAIM IS FILED. IF THE DIVISION FINDS
15 THAT AN EMPLOYER HAS VIOLATED THIS SECTION, THE DIVISION MAY
16 PROVIDE THE AGGRIEVED INDIVIDUAL WITH ECONOMIC DAMAGES,
17 LIQUIDATED DAMAGES, ATTORNEY FEES, AND EQUITABLE RELIEF.

18 (e) AN AGGRIEVED INDIVIDUAL SHALL NOT BRING A CIVIL ACTION
19 IN A COURT OF COMPETENT JURISDICTION UNTIL A CLAIM BROUGHT UNDER
20 THIS SECTION IS RESOLVED, MEDIATION IS COMPLETE, OR ONE HUNDRED
21 EIGHTY DAYS ELAPSE FROM THE DATE ON WHICH THE CLAIM WAS FILED."

22 Page 27, line 20, after "(1)(b);" insert "AND".

23 Page 27, strike lines 22 through 24 and substitute "8-13.3-309 (2)(a)."

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