

HB0233/613897/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 233

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, before “Municipal” insert “Counties and”; in line 3, after “authorizing” insert “counties and”; in line 4, after “deposit;” insert “prohibiting a county or municipal corporation from requiring the payment of wages by direct deposit for an employee unless the employee was hired after a certain date, received certain notice, and has not requested an exemption from direct deposit; authorizing certain employees of certain counties and municipal corporations to elect to receive the payment of wages by direct deposit;”; in the same line, after “requiring” insert “counties and”; in line 5, after “to” insert “provide certain employees with a certain form;”; in the same line, after “in” insert “a”; in the same line, strike “accounts” and substitute “account, and provide certain employees with a certain direct deposit statement at certain times; requiring certain employees to complete and submit to a county or municipal corporation a certain form; requiring certain employees to select a personal bank account for the direct deposit of the employee’s wages that is at a financial institution that participates in a certain network; specifying that an employee may change a certain personal bank account number or financial institution by completing and submitting a certain form”; and in line 6, after the second “by” insert “counties and”.

AMENDMENT NO. 2

On page 2, in line 7, after “(1)” insert “(I)”; in the same line, strike “A” and substitute “SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, A COUNTY OR”; after line 9, insert:

“(II) A COUNTY OR MUNICIPAL CORPORATION MAY NOT REQUIRE THE PAYMENT OF WAGES BY DIRECT DEPOSIT FOR AN EMPLOYEE UNLESS THE EMPLOYEE:

(Over)

1. WAS HIRED AFTER SEPTEMBER 30, 2011;

2. RECEIVED NOTICE OF THE EMPLOYEE'S RIGHT TO REQUEST AN EXEMPTION FROM THE PAYMENT OF WAGES BY DIRECT DEPOSIT; AND

3. HAS NOT REQUESTED AN EXEMPTION FROM THE PAYMENT OF WAGES BY DIRECT DEPOSIT.

(III) IF A COUNTY OR MUNICIPAL CORPORATION ELECTS TO PAY WAGES BY DIRECT DEPOSIT, AN EMPLOYEE WHO IS NOT REQUIRED TO RECEIVE THE PAYMENT OF WAGES BY DIRECT DEPOSIT MAY ELECT TO RECEIVE THE PAYMENT OF WAGES BY DIRECT DEPOSIT IN ACCORDANCE WITH PARAGRAPH (3) OF THIS SUBSECTION.”;

in line 10, after “A” insert “COUNTY OR”; in line 11, after “THE” insert “COUNTY OR”; in the same line, after “SHALL” insert “:

(I) PROVIDE AN EMPLOYEE WHO IS REQUIRED OR ELECTS TO RECEIVE THE PAYMENT OF WAGES BY DIRECT DEPOSIT WITH AN ELECTRONIC FUND TRANSFER AUTHORIZATION FORM;

(II)”;

strike beginning with the second “OF” in line 12 down through “(I)” in line 14; in the same line, strike the semicolon and substitute “ON THE ELECTRONIC FUND TRANSFER AUTHORIZATION FORM; AND

(III) EACH TIME A COUNTY OR MUNICIPAL CORPORATION PAYS THE WAGE OF AN EMPLOYEE BY DIRECT DEPOSIT, PROVIDE THE EMPLOYEE WITH A DIRECT DEPOSIT STATEMENT THAT INCLUDES:

1. THE TOTAL AMOUNT OF THE WAGE;
2. ANY AMOUNT DEDUCTED FROM THE WAGE; AND
3. THE AMOUNT OF THE WAGE DIRECTLY DEPOSITED INTO THE PERSONAL BANK ACCOUNT OF THE EMPLOYEE.”;

strike in their entirety lines 15 through 19, inclusive; and after line 19, insert:

“(3) (I) AN EMPLOYEE WHO IS REQUIRED OR ELECTS TO RECEIVE THE PAYMENT OF WAGES BY DIRECT DEPOSIT SHALL COMPLETE AND SUBMIT TO THE COUNTY OR MUNICIPAL CORPORATION THE ELECTRONIC FUND TRANSFER AUTHORIZATION FORM PROVIDED TO THE EMPLOYEE UNDER PARAGRAPH (2) OF THIS SUBSECTION.

(II) AN EMPLOYEE WHO IS REQUIRED OR ELECTS TO RECEIVE THE PAYMENT OF WAGES BY DIRECT DEPOSIT SHALL SELECT A PERSONAL BANK ACCOUNT FOR THE DIRECT DEPOSIT OF THE EMPLOYEE’S WAGES THAT IS AT A FINANCIAL INSTITUTION THAT PARTICIPATES IN THE AUTOMATIC CLEARINGHOUSE NETWORK.

(III) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, AN EMPLOYEE MAY CHANGE THE PERSONAL BANK ACCOUNT NUMBER OR THE FINANCIAL INSTITUTION DESIGNATED ON AN ELECTRONIC FUND TRANSFER AUTHORIZATION FORM BY COMPLETING AND SUBMITTING A NEW ELECTRONIC

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FUND TRANSFER AUTHORIZATION FORM TO THE COUNTY OR MUNICIPAL CORPORATION.