

SB0230/403522/2

BY: Senator Zirkin

AMENDMENTS TO SENATE BILL 230

(Bill as Printed for Third Reading)

AMENDMENT NO. 1

On page 1, in line 6, after “circumstances;” insert “authorizing an employer to apply to the Department of Labor, Licensing, and Regulation for a certain waiver; requiring the Department to grant a certain waiver, under certain circumstances; specifying the types of evidence that may be provided under a certain provision of this Act; requiring the Department to adopt certain regulations;”.

On page 3, in line 10, strike “3-1311” and substitute “3-1312”.

AMENDMENT NO. 2

On page 4, in line 14, strike “§ 3-1304” and substitute “§ 3-1305”.

On page 7, in line 27, strike “§ 3-1304” and substitute “§ 3-1305”; and in line 28, strike “§ 3-1305” and substitute “§ 3-1306”.

On page 9, in line 15, strike “§ 3-1308” and substitute “§ 3-1309”; after line 16, insert:

“(A) AN EMPLOYER MAY APPLY TO THE DEPARTMENT OF LABOR, LICENSING, AND REGULATION FOR A HARDSHIP WAIVER FROM THE REQUIREMENTS OF THIS SUBTITLE.

“(B) (1) THE DEPARTMENT OF LABOR, LICENSING, AND REGULATION SHALL WAIVE THE REQUIREMENTS OF THIS SUBTITLE FOR AN EMPLOYER THAT CAN PROVIDE SPECIFIC AND DEMONSTRATED EVIDENCE THAT A SIGNIFICANT FINANCIAL HARDSHIP WILL RESULT FROM THE EMPLOYER’S COMPLIANCE WITH THIS SUBTITLE.

(Over)

(2) EVIDENCE PROVIDED UNDER PARAGRAPH (1) OF THIS SUBSECTION MAY INCLUDE EVIDENCE THAT COMPLIANCE WITH THIS SUBTITLE:

(1) CREATES A RISK THAT THE EMPLOYER WILL HAVE TO CEASE OPERATIONS;

(2) MAY FORCE THE EMPLOYER TO TERMINATE THE EMPLOYMENT OF EMPLOYEES; AND

(3) PLACES THE EMPLOYER AT A COMPETITIVE DISADVANTAGE WITH EMPLOYERS THAT ARE NOT SUBJECT TO THIS SUBTITLE.

(C) THE DEPARTMENT OF LABOR, LICENSING, AND REGULATION SHALL ADOPT REGULATIONS TO CARRY OUT THIS SECTION, INCLUDING REGULATIONS THAT:

(1) ESTABLISH A PROCESS FOR RECEIVING, PROCESSING, AND REVIEWING WAIVER APPLICATIONS; AND

(2) PROVIDE GUIDANCE ABOUT THE APPLICATION OF THIS SECTION.

3-1305.”;

in line 17, after “PARAGRAPH” insert “AND UNLESS A WAIVER IS GRANTED TO THE EMPLOYER UNDER § 3-1304 OF THIS SUBTITLE”; and in line 21, strike “AN” and substitute “UNLESS A WAIVER IS GRANTED TO THE EMPLOYER UNDER § 3-1304 OF THIS SUBTITLE, AN”.

On page 12, in line 22, strike “**3-1305.**” and substitute “**3-1306.**”.

On page 15, in line 6, strike “**§ 3-1304**” and substitute “**§ 3-1305**”.

On page 16, in line 19, strike “**3-1306.**” and substitute “**3-1307.**”; in line 26, strike “**§ 3-1304**” and substitute “**§ 3-1305**”; in line 28, strike “**§ 3-1305**” and substitute “**§ 3-1306**”; and in line 31, strike “**§ 3-1309**” and substitute “**§ 3-1310**”.

On page 17, in line 2, strike “**§ 3-1310**” and substitute “**§ 3-1311**”; in line 7, strike “**§ 3-1308(C)**” and substitute “**§ 3-1309(C)**”; and in line 23, strike “**3-1307.**” and substitute “**3-1308.**”.

On page 18, in line 13, strike “**3-1308.**” and substitute “**3-1309.**”.

On page 19, in line 30, strike “**3-1309.**” and substitute “**3-1310.**”.

On page 20, in line 23, strike “**3-1310.**” and substitute “**3-1311.**”; and in lines 27 and 28, in each instance, strike “**§ 3-1308**” and substitute “**§ 3-1309**”.

On page 21, in line 3, strike “**3-1311.**” and substitute “**3-1312.**”.