

BY: Finance Committee

AMENDMENTS TO SENATE BILL NO. 167

(First Reading File Bill)

AMENDMENT NO. 1

In line 5, strike “and to the Child Support Enforcement Administration”; in the same line, before the period insert “; specifying penalties for violations of the requirements of this Act; providing for the effective date of a portion of this Act; directing the Department of Labor, Licensing, and Regulation to work with the Department of Human Resources for certain purposes; and generally relating to reporting of employment information by employers”.

AMENDMENT NO. 2

After line 14, insert:

“(A) IN THIS SECTION, “DATE OF EMPLOYMENT” MEANS THE DATE ON WHICH AN EMPLOYEE COMMENCES WORKING FOR AN EMPLOYER.”;

in line 15, before “WITHIN” insert “(B)”; in the same line, strike “BEGINNING EMPLOYMENT” and substitute “DATE OF EMPLOYMENT”; in lines 16 and 17, strike “AND TO THE CHILD SUPPORT ENFORCEMENT ADMINISTRATION:”; in line 18, strike “(1)”; in the same line, strike “NAME, ADDRESS, AND”; in line 19, strike “; AND” and substitute “, THE EMPLOYER’S UNEMPLOYMENT INSURANCE EMPLOYER IDENTIFICATION NUMBER, THE DATE OF EMPLOYMENT, AND ANY OTHER INFORMATION REQUIRED BY REGULATION.”; strike in their entirety lines 20 and 21; and after line 21 insert:

“(C) EMPLOYERS SHALL REPORT THE INFORMATION REQUIRED IN SUBSECTION (A) OF THIS SECTION THROUGH MEANS ESTABLISHED BY REGULATION.

(D) (1) ANY EMPLOYER WHO FAILS TO REPORT AS REQUIRED UNDER THIS SECTION:

(Over)

(I) SHALL BE GIVEN A WRITTEN WARNING FOR THE FIRST VIOLATION; AND

(II) SHALL BE SUBJECT TO A CIVIL PENALTY OF \$200 PER MONTH FOR EACH MONTH IN WHICH A SUBSEQUENT VIOLATION OCCURS, UNLESS THE SECRETARY WAIVES THE PENALTY FOR CAUSE.

(2) ALL VIOLATIONS IN A SINGLE MONTH BY THE SAME EMPLOYER SHALL BE CONSIDERED A SINGLE VIOLATION.

(E) (1) AN ASSESSMENT OF A PENALTY UNDER THIS SECTION IS FINAL UNLESS, WITHIN 15 DAYS AFTER THE MAILING OF THE ASSESSMENT, AN EMPLOYER REQUESTS A HEARING FROM THE SECRETARY.

(2) THE SECRETARY MAY FORWARD THE REQUEST FOR A HEARING TO THE OFFICE OF ADMINISTRATIVE HEARINGS FOR ADJUDICATION.

(F) THE DEPARTMENT OF HUMAN RESOURCES SHALL REIMBURSE THE SECRETARY FOR ALL COSTS INCURRED TO CARRY OUT THE PROVISIONS OF THIS SECTION.

(G) THE SECRETARY SHALL ADOPT REGULATIONS TO CARRY OUT THIS SECTION.”.

AMENDMENT NO. 3

Before line 22, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Department of Labor, Licensing, and Regulation shall work with the Department of Human Resources in developing regulations and any contracts necessary to execute the provisions of Section 1 of this Act.

SECTION 3. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect October 1, 1996.”;

SB0167/387232/1

FIN

Amendments to SB 167

Page 3 of 2

in line 22, strike “2.” and substitute “4.”; in the same line, after “That” insert “, subject to the provisions of Section 3 of this Act.”; and in line 23, strike “1996” and substitute “1997”.

(Over)