

BY: Delegate Goodwin

AMENDMENTS TO HOUSE BILL NO. 1192, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 2, after “Contracts” insert “and State Employees”; in line 5, after “contracts;” insert “requiring the State to pay State employees the same minimum salary level;”; in line 8, after the semicolon insert “requiring the Secretary of Budget and Management to administer and enforce requirements and investigate complaints involving State employees;”; and in line 12, after “employee” insert “other than a State employee”.

AMENDMENT NO. 2

On page 2 of the bill, strike in their entirety lines 18 through 21, inclusive, and substitute:

“(C) THE BOARD SHALL ADOPT REGULATIONS GOVERNING THE APPLICATION OF TITLE 18 OF THIS ARTICLE TO:

(1) CONTRACTORS AND SUBCONTRACTORS SUBJECT TO THE PROVISIONS OF TITLE 18 OF THIS ARTICLE, AFTER CONSULTATION WITH THE COMMISSIONER OF LABOR AND INDUSTRY; AND

(2) STATE EMPLOYEES, AFTER CONSULTATION WITH THE SECRETARY OF BUDGET AND MANAGEMENT.”;

and in line 26, after “MEANS” insert “:

(1) THE STATE OR A PRINCIPAL UNIT OF STATE GOVERNMENT; OR

(2)”.

On page 3 of the bill, in line 2, after “EMPLOYER” insert “:

(Over)

(I) IF THE EMPLOYER IS THE STATE OR A PRINCIPAL UNIT OF THE STATE; OR

(II) IF THE EMPLOYER IS A CONTRACTOR OR SUBCONTRACTOR.”;

in line 9, after the semicolon insert “OR”; in line 10, strike the semicolon; and in line 11, strike “(4)”.

On page 1 of the Economic Matters Committee Amendments (HB1192/453690/1), in line 2 of Amendment No. 3, strike “AN EMPLOYER” and substitute “A CONTRACTOR OR SUBCONTRACTOR”;

On page 2 of the Economic Matters Committee Amendments, in Amendment No. 3, strike beginning with “BETWEEN” in line 3 down through “CITY” in line 4.

On page 4 of the bill, in line 4, after “(B)” insert “(1) EXCEPT FOR THE STATE OR A PRINCIPAL UNIT OF THE STATE WITH REGARD ONLY TO ITS OWN EMPLOYEES.”; and after line 7, insert:

“(2) FOR THE STATE OR A PRINCIPAL UNIT OF THE STATE WITH REGARD TO ITS OWN EMPLOYEES, THE COMMISSIONER MAY REQUIRE THAT THE PRINCIPAL UNIT KEEP RECORDS AND SUBMIT REPORTS TO THE SECRETARY OF BUDGET AND MANAGEMENT THAT THE SECRETARY DETERMINES NECESSARY FOR THE EFFECTIVE ADMINISTRATION AND ENFORCEMENT OF THIS TITLE.”;

in line 28, after “(C)” insert “(1) IF THE VIOLATION DOES NOT INVOLVE A STATE EMPLOYEE, AND”; after line 30, insert:

“(2) THE SECRETARY OF BUDGET AND MANAGEMENT MAY TAKE APPROPRIATE ACTION TO RECTIFY A VIOLATION OF THIS SECTION IF ANY PRINCIPAL UNIT OR APPOINTING AUTHORITY OF A PRINCIPAL UNIT VIOLATES THIS SECTION WITH REGARD TO A STATE EMPLOYEE.”;

in line 32, after “(A)” insert “(1) IF THE COMPLAINT INVOLVES AN EMPLOYEE WHO IS NOT A STATE EMPLOYEE.”; and after line 33, insert:

“(2) THE SECRETARY OF BUDGET AND MANAGEMENT SHALL INVESTIGATE A COMPLAINT UNDER THIS TITLE AGAINST A PRINCIPAL UNIT OF

STATE GOVERNMENT BY A STATE EMPLOYEE.”.

On page 5 of the bill, in line 4, after “(C)” insert “IN AN INVESTIGATION UNDER SUBSECTION (A)(1) OF THIS SECTION,”.

On page 6 of the bill, in line 2, before “IF” insert “(A) IN A CASE INVOLVING AN EMPLOYEE OTHER THAN A STATE EMPLOYEE,”; after line 8, insert:

“(B) IN A CASE INVOLVING A STATE EMPLOYEE, IF THE SECRETARY OF BUDGET AND MANAGEMENT DETERMINES THAT THE EMPLOYER VIOLATED A PROVISION OF THIS TITLE OR REGULATIONS OF THE COMMISSIONER, THE EMPLOYER SHALL PAY RESTITUTION TO EACH AFFECTED EMPLOYEE.”;

in line 10, after “EMPLOYEE” insert “OTHER THAN A STATE EMPLOYEE”; and in line 33, strike “WHO” and substitute “OTHER THAN THE STATE OR A PRINCIPAL UNIT OF STATE GOVERNMENT THAT”.