

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

January 31, 2023
Date

Committee on Health & Insurance.

After consideration on the merits, the Committee recommends the following:

HB23-1030 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

- 1 Amend printed bill, page 2, line 2, strike "**amend**".
- 2 Page 2, strike line 3 and substitute "**add** (2.5) as follows:".
- 3 Page 2, line 5, after "**penalty -**" insert "**civil action -**".
- 4 Page 2, strike lines 6 through 15.
- 5 Page 2, strike line 18 and substitute "WORKER OR HEALTH-CARE FACILITY,
6 IT IS".
- 7 Page 3, strike line 3 and substitute "AGENCY IF THE HEALTH-CARE
8 FACILITY".
- 9 Page 3, strike lines 7 through 25 and substitute:
10 "(b) IF A SUPPLEMENTAL HEALTH-CARE STAFFING AGENCY
11 COLLECTS OR ATTEMPTS TO COLLECT LIQUIDATED DAMAGES,
12 EMPLOYMENT FEES, OR OTHER COMPENSATION FROM A HEALTH-CARE
13 WORKER OR HEALTH-CARE FACILITY IN VIOLATION OF SUBSECTION (2.5)(a)
14 OF THIS SECTION, THE HEALTH-CARE WORKER OR HEALTH-CARE FACILITY
15 MAY BRING AN ACTION IN A COURT OF COMPETENT JURISDICTION FOR
16 DAMAGES, A CIVIL PENALTY NOT TO EXCEED FIVE THOUSAND DOLLARS PER
17 VIOLATION, AND INJUNCTIVE RELIEF. THE PREVAILING PARTY TO AN
18 ACTION BROUGHT PURSUANT TO THIS SUBSECTION (2.5)(b) IS ENTITLED TO
REASONABLE ATTORNEY FEES."