

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

April 28, 2010
Date

Committee on Business Affairs and Labor.

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

HB10-1417 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, page 3, line 1, strike "APPOINTED BY THE GOVERNOR".

2 Page 3, strike lines 2 through 24 and substitute:

3 (I) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LABOR
4 AND EMPLOYMENT OR HIS OR HER DESIGNEE;

5 (II) THE DIRECTOR OF THE CIVIL RIGHTS DIVISION IN THE
6 DEPARTMENT OF REGULATORY AGENCIES OR HIS OR HER DESIGNEE;

7 (III) ONE MEMBER REPRESENTING HIGHER EDUCATION WHO HAS
8 EXPERTISE IN PAY EQUITY ISSUES, APPOINTED BY THE GOVERNOR;

9 (IV) TWO MEMBERS APPOINTED BY THE PRESIDENT OF THE SENATE
10 AS FOLLOWS:

11 (A) ONE MEMBER REPRESENTING A STATEWIDE LABOR UNION
12 FEDERATION THAT INCLUDES PRIVATE AND PUBLIC SECTOR UNIONS; AND

13 (B) ONE MEMBER REPRESENTING A NATIONAL ORGANIZATION
14 THAT SERVES MINORITY COMMUNITIES AND COMMUNITIES OF COLOR;

15 (V) TWO MEMBERS APPOINTED BY THE SPEAKER OF THE HOUSE OF
16 REPRESENTATIVES AS FOLLOWS:

1 (A) ONE MEMBER OF A WOMEN'S NATIONAL ASSOCIATION OR
2 ORGANIZATION; AND

3 (B) ONE MEMBER WHO IS AN ATTORNEY WITH EXPERIENCE IN
4 LABOR AND EMPLOYMENT ISSUES, IS AN ACTIVE MEMBER OF A STATEWIDE
5 ASSOCIATION OF ATTORNEYS, AND REPRESENTS EMPLOYEES;

6 (VI) ONE MEMBER REPRESENTING A BUSINESS ASSOCIATION,
7 APPOINTED BY THE MINORITY LEADER OF THE SENATE;

8 (VII) ONE MEMBER REPRESENTING A CHAMBER OF COMMERCE OR
9 A CONSORTIUM OF CHAMBERS OF COMMERCE, APPOINTED BY THE
10 MINORITY LEADER OF THE HOUSE OF REPRESENTATIVES;

11 (VIII) ONE MEMBER WHO IS A PRIVATE, FOR-PROFIT EMPLOYER
12 WITH FEWER THAN FIFTEEN EMPLOYEES, APPOINTED JOINTLY BY THE
13 MINORITY LEADERS OF THE SENATE AND HOUSE OF REPRESENTATIVES; AND

14 (IX) ONE MEMBER WHO IS A PRIVATE, FOR-PROFIT EMPLOYER WITH
15 FIFTEEN OR MORE EMPLOYEES, APPOINTED JOINTLY AND WITH THE
16 UNANIMOUS CONSENT OF THE PRESIDENT AND MINORITY LEADER OF THE
17 SENATE AND THE SPEAKER AND MINORITY LEADER OF THE HOUSE OF
18 REPRESENTATIVES.

19 (b) (I) THE INITIAL APPOINTMENTS TO THE COMMISSION SHALL BE
20 MADE WITHIN NINETY DAYS AFTER THE EFFECTIVE DATE OF THIS SECTION.
21 IF THE APPOINTING AUTHORITY FOR A PARTICULAR POSITION ON THE
22 COMMISSION FAILS TO APPOINT A PERSON TO FILL THE POSITION BY THE
23 NINETIETH DAY AFTER THE EFFECTIVE DATE OF THIS SECTION, THE
24 COMMISSION, BY A MAJORITY VOTE OF THE MEMBERS APPOINTED BY SUCH
25 DATE, SHALL SELECT A QUALIFIED PERSON TO FILL THE POSITION.
26 MEMBERS OF THE COMMISSION SHALL".

27 Page 4, line 1, strike "GOVERNOR" and substitute "APPOINTING AUTHORITY
28 FOR THAT POSITION ON THE COMMISSION".

29 Page 4, line 2, strike "GOVERNOR" and substitute "APPOINTING
30 AUTHORITY".

31 Page 5, line 17, strike "THE BUSINESS, LABOR, AND TECHNOLOGY".

1 Page 5, strike lines 18 and 19.

2 Page 5, line 20, strike "COMMITTEES,".

3 Page 5, line 27, after "INFORMATION." add "THE EXECUTIVE DIRECTOR OF
4 THE DEPARTMENT SHALL PRESENT THE WRITTEN REPORT TO THE BUSINESS,
5 LABOR, AND TECHNOLOGY COMMITTEE OF THE SENATE AND THE BUSINESS
6 AFFAIRS AND LABOR COMMITTEE OF THE HOUSE OF REPRESENTATIVES, OR
7 THEIR SUCCESSOR COMMITTEES. FOLLOWING PRESENTATION OF THE
8 REPORT TO THE LEGISLATIVE COMMITTEES, THE DEPARTMENT SHALL POST
9 THE REPORT ON ITS WEB SITE."

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