

HB1117_L.005

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

Date

Committee on Business Affairs and Labor.

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

HB09-1117 be amended as follows:

1 Amend printed bill, strike everything below the enacting clause and
2 substitute the following:

3 "SECTION 1. Short title. This act shall be known and may be
4 cited as the "Colorado Shareholder Protection Act".

5 SECTION 2. Part 1 of article 21 of title 13, Colorado Revised
6 Statutes, is amended BY THE ADDITION OF A NEW SECTION to
7 read:

8 13-21-127. Civil actions - unjust payment and benefits. IF AN
9 EXECUTIVE OF A PUBLICLY TRADED COMPANY FRAUDULENTLY RECEIVES
10 A BONUS, SEVERANCE PAYMENT, OR OTHER BENEFIT, THE EXECUTIVE
11 SHALL BE LIABLE FOR TREBLE DAMAGES TO SHAREHOLDERS, MEMBERS,
12 AND CREDITORS OF THE PUBLICLY TRADED COMPANY IN A CIVIL ACTION
13 AGAINST THE COMPANY.

14 SECTION 3. Applicability. This act shall apply to acts
15 committed on or after the effective date of this act.

16 SECTION 4. Safety clause. The general assembly hereby finds,
17 determines, and declares that this act is necessary for the immediate
18 preservation of the public peace, health, and safety."

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