
SENATE FLOOR AMENDMENTS

2016 Regular Session

Amendments proposed by Senator Carter to Engrossed Senate Bill No. 441 by Senator Carter

1 AMENDMENT NO. 1

2 On page 1, at the end of line 12, after "made" insert "**in writing**"

3 AMENDMENT NO. 2

4 On page 1, delete line 15 through 17, and insert the following:

5 **"B.(1) An employer may assert a good-faith defense to the payment of**
6 **penalty wages.** When the court finds that an employer's dispute over the amount
7 of wages due was in good faith, but the employer is subsequently found by the court
8 to owe the amount in dispute, the employer shall be liable only for the amount of
9 wages in dispute plus judicial interest incurred from the date that the suit is filed. If
10 the court determines that the employer's failure or refusal to pay the amount of
11 wages owed was not in good faith, then the employer shall be subject to the penalty
12 provided for in Subsection A of this Section."

13 AMENDMENT NO. 3

14 On page 2, delete lines 1 through 4

15 AMENDMENT NO. 4

16 On page 2, line 5, change "**(1)**" to "**(2)**"

17 AMENDMENT NO. 5

18 On page 2, line 7, after "**show**", delete the rest of the line and delete line 8 and insert the
19 following:

20 **"a reasonable belief that disputed wages were not owed at the time of the**
21 **employer's written response to the employee's written demand for payment."**

22 AMENDMENT NO. 6

23 On page 2, line 9, change "**(2)**" to "**(3)**"

24 AMENDMENT NO. 7

25 On page 2, line 11, change "**(3)**" to "**(4)**"

26