

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Business, Labor, & Technology.

SB23-098 be amended as follows:

- 1 Amend printed bill, page 10, line 11, strike "RATINGS." and substitute
2 "RATINGS; EXCEPT THAT, IF SUCH A COMPLAINT INVOLVES AN ALLEGATION
3 OF ASSAULT OR OTHER EGREGIOUS MISCONDUCT, INCLUDING AN
4 ALLEGATION OF SEXUAL MISCONDUCT, THE HEARING OFFICER OR
5 ADMINISTRATIVE LAW JUDGE PRESIDING OVER THE MATTER SHALL ENSURE
6 THAT THE PRIVACY INTERESTS OF THE COMPLAINING PARTY ARE
7 PROTECTED AND THAT, UNDER NO CIRCUMSTANCES, SHALL THE
8 DEPARTMENT OF LABOR AND EMPLOYMENT OR DRIVER BE ALLOWED TO
9 REQUIRE OR SEEK EVIDENCE FROM THE COMPLAINING PARTY.".
- 10 Page 10, line 17, after "(e)" insert "(I)".
- 11 Page 10, line 19, after the period add "A DRIVER IS NOT ELIGIBLE FOR
12 REHIRE UNDER ANY CIRCUMSTANCES IN WHICH A LAW ENFORCEMENT
13 AGENCY REPORTS TO THE DEPARTMENT OF LABOR AND EMPLOYMENT THAT
14 THE DRIVER IS UNDER INVESTIGATION BY THE LAW ENFORCEMENT AGENCY
15 FOR THE CONDUCT THAT GAVE RISE TO THE DRIVER'S TERMINATION.
- 16 (II) THE DIRECTOR SHALL ADOPT RULES REGARDING THE
17 PROTECTION OF THE INTERESTS OF A CONSUMER THAT HAS MADE A
18 COMPLAINT ABOUT A DRIVER INVOLVING AN ALLEGATION OF ASSAULT OR
19 EGREGIOUS MISCONDUCT, INCLUDING AN ALLEGATION OF SEXUAL
20 MISCONDUCT. THE RULES MUST RECOGNIZE THE STATE'S PROFOUND
21 INTEREST IN PRESERVING THE PRIVACY OF VICTIMS WHILE NOT SUBJECTING
22 VICTIMS TO ADDITIONAL TRAUMA. IN ADOPTING THE RULES, THE DIRECTOR
23 SHALL CONSULT WITH ORGANIZATIONS IN THE STATE THAT REPRESENT THE
24 INTERESTS OF SEXUAL ASSAULT VICTIMS.".

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