

First Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 23-0052.01 Yelana Love x2295

HOUSE BILL 23-1035

HOUSE SPONSORSHIP

Soper,

SENATE SPONSORSHIP

(None),

House Committees
Judiciary

Senate Committees

A BILL FOR AN ACT

101 CONCERNING THE STATUTE OF LIMITATIONS FOR A VIOLATION OF
102 MINIMUM WAGE LAWS.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

The bill specifies that actions brought for violations of minimum wage laws must be commenced within 2 years after the cause of action accrues or, for a willful violation, within 3 years after the cause of action accrues.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, **add** 8-6-121 as
3 follows:

4 **8-6-121. Limitation of actions - retroactive application.**

5 (1) ALL ACTIONS BROUGHT PURSUANT TO THIS ARTICLE 6 MUST BE
6 COMMENCED WITHIN TWO YEARS AFTER THE CAUSE OF ACTION ACCRUES
7 AND NOT AFTER THAT TIME; EXCEPT THAT ALL ACTIONS BROUGHT FOR A
8 WILLFUL VIOLATION OF THIS ARTICLE 6 MUST BE COMMENCED WITHIN
9 THREE YEARS AFTER THE CAUSE OF ACTION ACCRUES AND NOT AFTER
10 THAT TIME.

11 (2) THIS SECTION APPLIES TO ALL CAUSES OF ACTION ACCRUING
12 BEFORE, ON, AND AFTER THE EFFECTIVE DATE OF THIS SECTION.

13 **SECTION 2. Act subject to petition - effective date.** This act
14 takes effect at 12:01 a.m. on the day following the expiration of the
15 ninety-day period after final adjournment of the general assembly; except
16 that, if a referendum petition is filed pursuant to section 1 (3) of article V
17 of the state constitution against this act or an item, section, or part of this
18 act within such period, then the act, item, section, or part will not take
19 effect unless approved by the people at the general election to be held in
20 November 2024 and, in such case, will take effect on the date of the
21 official declaration of the vote thereon by the governor.