

SENATE FLOOR AMENDMENT

Third Reading

BY SENATOR Winter F.

1 Amend engrossed bill, page 12, line 12, after "EMPLOYEES;" add "AND".

2 Page 12, strike lines 13 through 19.

3 Renumber succeeding subparagraph accordingly.

4 Page 13, strike lines 7 through 17.

5 Page 16, line 22, after "**keeping -**" insert "**repository of discrimination**
6 **complaints -**".

7 Page 17, after line 2 insert:

8 "(2) (a) AN EMPLOYER SHALL MAINTAIN AN ACCURATE,
9 DESIGNATED REPOSITORY OF ALL WRITTEN OR ORAL COMPLAINTS OF
10 DISCRIMINATORY OR UNFAIR EMPLOYMENT PRACTICES, AS DESCRIBED IN
11 SECTION 24-34-402 (1)(a), THAT INCLUDES THE DATE OF THE COMPLAINT,
12 THE IDENTITY OF THE COMPLAINING PARTY, IF THE COMPLAINT WAS NOT
13 MADE ANONYMOUSLY, THE IDENTITY OF THE ALLEGED PERPETRATOR, AND
14 THE SUBSTANCE OF THE COMPLAINT.

15 (b) RECORDS OF COMPLAINTS IN AN EMPLOYER'S DESIGNATED
16 REPOSITORY MAINTAINED IN ACCORDANCE WITH THIS SUBSECTION (2) ARE
17 NOT PUBLIC RECORDS, AS DEFINED IN SECTION 24-72-202 (6), AND, FOR
18 PURPOSES OF AN EMPLOYER THAT IS SUBJECT TO PART 2 OF ARTICLE 72 OF
19 TITLE 24, RECORDS IN A DESIGNATED REPOSITORY ARE CONSIDERED
20 PERSONNEL RECORDS, AS DEFINED IN SECTION 24-72-202 (4.5), AND ARE
21 NOT OPEN TO PUBLIC INSPECTION PURSUANT TO SECTION 24-72-204
22 (3)(a)(II)(A). ADDITIONALLY, IN ACCORDANCE WITH SECTION 24-72-204
23 (3)(a)(X), ANY RECORD OF A SEXUAL HARASSMENT COMPLAINT OR
24 INVESTIGATION IS NOT OPEN TO PUBLIC INSPECTION EXCEPT AS SPECIFIED
25 IN SAID SECTION 24-72-204 (3)(a)(X).".

26 Renumber succeeding subsection accordingly.

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