

HOUSE FLOOR AMENDMENT

Second Reading

BY REPRESENTATIVE Frizell

1 Amend the Business Affairs and Labor Committee Report, dated  
2 February 8, 2024, page 4, strike line 18 and substitute:

3 **""SECTION 5.** In Colorado Revised Statutes, 8-4-113, **amend**  
4 (1)(a)(I) as follows:

5 **8-4-113. Fines pursuant to enforcement - wage theft**  
6 **enforcement fund - created - administrative lien and levy of employer**  
7 **assets - wage claim payments from the fund - definition - rules.**

8 (1) (a) (I) If a case against an employer is enforced pursuant to section  
9 8-4-111, any employer who without good faith legal justification fails to  
10 pay the wages of each of the employer's employees shall forfeit to the  
11 people of the state of Colorado a fine in an amount determined by the  
12 director or hearing officer but no more than the sum of fifty dollars per  
13 day for each such failure to pay each employee, commencing from the  
14 date that such wages first became due and payable; EXCEPT THAT FOR  
15 WAGES ARISING UNDER A CONSTRUCTION CONTRACT, THE EMPLOYER  
16 SHALL PAY A FINE IN THE AMOUNT OF ONE HUNDRED THOUSAND DOLLARS  
17 FOR EACH FAILURE TO PAY EACH EMPLOYEE.

18 **SECTION 6. Act subject to petition - effective date -".**

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