

## Department of Planning and Budget 2024 Session Fiscal Impact Statement

1. **Bill Number:** SB370

**House of Origin**     Introduced     Substitute     Engrossed  
**Second House**     In Committee     Substitute     Enrolled

2. **Patron:**    Boysko

3. **Committee:** Finance and Appropriations

4. **Title:**    Prohibiting employer seeking wage or salary history of prospective employees; wage or salary range.

5. **Summary:** Prohibits a prospective employer from (i) seeking the wage or salary history of a prospective employee; (ii) relying on the wage or salary history of a prospective employee in determining the wages or salary the prospective employee is to be paid upon hire; (iii) relying on the wage or salary history of a prospective employee in considering the prospective employee for employment; (iv) refusing to interview, hire, employ, or promote a prospective employee or otherwise retaliating against a prospective employee for not providing wage or salary history; and (v) failing or refusing to disclose in each public and internal posting for each job, promotion, transfer, or other employment opportunity the wage, salary, or wage or salary range. The bill establishes a cause of action for an aggrieved prospective employee or employee and provides that an employer that violates such prohibitions is liable to the aggrieved prospective employee or employee for statutory damages between \$1,000 and \$10,000 or actual damages, whichever is greater, reasonable attorney fees and costs, and any other legal and equitable relief as may be appropriate.

6. **Budget Amendment Necessary:** No

7. **Fiscal Impact Estimates:** Preliminary

8. **Fiscal Implications:** It is anticipated that the Department of Labor and Industry will be able to absorb any increase in inquiries as a result of this bill with existing resources.

9. **Specific Agency or Political Subdivisions Affected:** Department of Labor and Industry, courts

10. **Technical Amendment Necessary:** No

11. **Other Comments:** This bill is similar to HB990, which prohibits the same actions but also authorizes enforcement by the Department of Labor and Industry and establishes civil penalties.