

CLERK: The next amendment, Mr. President, is by Senator Beutler. (The Beutler amendment appears on page 196 of the Legislative Journal.)

SPEAKER NICHOL: Senator Beutler, please.

CLERK: Senator, this is amendment 103S that I have.

SENATOR BEUTLER: Mr. Speaker and members of the Legislature, this is an amendment that relates to Sections 39 and 40 of the bill which has to do with the penalty provisions applicable to employers when they ignore notices and the discrimination provisions that apply to employers should they take action against an employee because of a withhold and transmit order. You may recall that there are, in fact, some penalties for employers and I thought it might be wise to put into the notice, into the notice that goes out to employers, remember there is a notice going out to them that says you have to withhold from their wages and send that money in to the court. There is a section in the bill which says what has to be on that notice and I am adding one more paragraph. The paragraph that I am adding would require them to inform the employer that there are penalties relating both to ignoring the notice and to discriminating against an employee because of the notice. So the language I would add is that they would have to put into the notice information that says that an employer who fails to withhold and transmit income of an obligor after receiving proper notice or who discriminates, etcetera, etcetera, shall be subject to the penalties prescribed in Sections 39 and 40 of this act. So, in other words, the employers are put on notice that bad things can happen if you ignore the notice and they are not caught by surprise on it. That is the whole intent of this amendment.

SPEAKER NICHOL: Senator Hoagland, please.

SENATOR HOAGLAND: I would similarly urge the Legislature to adopt this amendment by Senator Beutler. I think it strengthens the law. It makes clearer the notice obligations to employers. Senator Withem, I know, is going to address this issue in an amendment that he is going to offer in a moment or two. I think out of fairness to the employers, they ought to have a clear idea as to the consequences of failure to comply. Senator Beutler's