



Labor Committee

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09500HB1854ham001

LRB095 10053 WGH 33819 a

1 AMENDMENT TO HOUSE BILL 1854

2 AMENDMENT NO. _____. Amend House Bill 1854 on page 1, line
3 5 by changing "Sections 5a and 5b" to "Section 5a"; and

4 by replacing lines 19 through 25 on page 8 and lines 1 through
5 11 on page 9 with the following:

6 "Sec. 5a. Misuse of information; harassment; penalties.

7 (a) The use of information made available pursuant to a
8 request under the Freedom of Information Act in accordance with
9 subsection (a) of Section 5 for the purpose of filing
10 complaints that are determined to be frivolous, vexatious, or
11 brought primarily for the purpose of harassment constitutes
12 misuse of information and is prohibited.

13 (b) A person aggrieved by the misuse of information as
14 prohibited by subsection (a) of this Section may bring a civil
15 action for damages up to \$5,000 and reasonable attorney's fees
16 and other litigation costs reasonably incurred.

17 (c) A person who knowingly violates subsection (a) of this

1 Section commits a Class B misdemeanor.

2 (d) The Department of Labor may impose a civil penalty not
3 to exceed \$5,000 for a violation of subsection (a) of this
4 Section."; and

5 on page 10, by replacing lines 5 through 16 with the following:

6 "After an alleged violation occurs, a written complaint
7 regarding an alleged violation of this Act shall be filed with
8 the Director of Labor. Within 14 days of a complaint being
9 filed with the Director, a copy of the complaint shall be sent
10 to the contractor who allegedly committed the violation, who
11 shall be the respondent. Any complaint provided to the
12 respondent shall not identify the identity of the complaining
13 party as provided under subdivision (1)(b)(v) of Section 7 of
14 the Freedom of Information Act."