

1.1 moves to amend H.F. No. 39 as follows:

1.2 Page 1, after line 6, insert:

1.3 "Section 1. Minnesota Statutes 2020, section 177.27, subdivision 4, is amended to read:

1.4 Subd. 4. **Compliance orders.** The commissioner may issue an order requiring an
 1.5 employer to comply with sections 177.21 to 177.435, 181.02, 181.03, 181.031, 181.032,
 1.6 181.101, 181.11, 181.13, 181.14, 181.145, 181.15, 181.172, paragraph (a) or (d), 181.275,
 1.7 subdivision 2a, 181.722, 181.79, ~~and~~ 181.939 to 181.943, and 181.991, or with any rule
 1.8 promulgated under section 177.28. The commissioner shall issue an order requiring an
 1.9 employer to comply with sections 177.41 to 177.435 if the violation is repeated. For purposes
 1.10 of this subdivision only, a violation is repeated if at any time during the two years that
 1.11 preceded the date of violation, the commissioner issued an order to the employer for violation
 1.12 of sections 177.41 to 177.435 and the order is final or the commissioner and the employer
 1.13 have entered into a settlement agreement that required the employer to pay back wages that
 1.14 were required by sections 177.41 to 177.435. The department shall serve the order upon the
 1.15 employer or the employer's authorized representative in person or by certified mail at the
 1.16 employer's place of business. An employer who wishes to contest the order must file written
 1.17 notice of objection to the order with the commissioner within 15 calendar days after being
 1.18 served with the order. A contested case proceeding must then be held in accordance with
 1.19 sections 14.57 to 14.69. If, within 15 calendar days after being served with the order, the
 1.20 employer fails to file a written notice of objection with the commissioner, the order becomes
 1.21 a final order of the commissioner."

1.22 Page 7, line 30, after "may" insert "file an action in the Minnesota District Court, or
 1.23 may"

1.24 Page 8, line 14, delete the second "or"

- 2.1 Page 8, line 16, delete the period and insert "; or"
- 2.2 Page 8, after line 16, insert:
- 2.3 "(4) in an action brought in the district court, a prevailing employee shall be awarded
- 2.4 reasonable attorneys' fees and costs."
- 2.5 Page 9, line 5, delete "4" and insert "5" and delete everything after "enactment" and
- 2.6 insert "and shall remain in effect until December 31, 2022."
- 2.7 Page 9, delete lines 6 to 8
- 2.8 Renumber the sections in sequence
- 2.9 Amend the title accordingly