

2013 -- H 5428

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2013

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A N A C T

RELATING TO LABOR AND LABOR RELATIONS -- REMEDIES

Introduced By: Representatives Ferri, Abney, Ajello, Walsh, and Williams

Date Introduced: February 13, 2013

Referred To: House Judiciary

It is enacted by the General Assembly as follows:

1           SECTION 1. Chapter 28-5 of the General Laws entitled "Fair Employment Practices" is  
2 hereby amended by adding thereto the following section:

3           **28-5-43. Employee unavailable to pursue remedies. -- (a) Notwithstanding any other**  
4 **provision of law, in the event that an employee or applicant for employment becomes unavailable**  
5 **to pursue a complaint alleging a violation of any provision of title 28, the director of the**  
6 **department of labor and training may pursue the complaint on behalf of the employee or applicant**  
7 **and seek all appropriate remedies.**

8           **(b) In the event that an employer takes action against an employee, applicant for**  
9 **employment, witness, complainant or other individual with the intent of rendering the person**  
10 **unavailable to assist the director in prosecuting a violation of title 28, the employer shall be liable**  
11 **for treble damages for any violations he or she is found to have committed.**

12           SECTION 2. This act shall take effect upon passage.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF  
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RELATING TO LABOR AND LABOR RELATIONS -- REMEDIES

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1           This act would authorize the director of the department of labor and training to pursue a  
2 complaint on behalf of any employee or job applicant for violations of the state labor laws and to  
3 seek appropriate remedies.

4           This act would take effect upon passage.

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