

State of New Mexico
House of Representatives

FIFTY-THIRD LEGISLATURE
FIRST SESSION

February 7, 2017

HOUSE FLOOR AMENDMENT number 2 to HOUSE BILL 86, as amended

Amendment sponsored by Representative *Gentry*.

1. On page 2, strike lines 23 through 25 in their entirety and, on page 3, strike lines 1 through 13 in their entirety and insert in lieu thereof a new subsection to read:

"B. An eligible employee's employer shall not discharge or threaten to discharge, demote, suspend or retaliate or discriminate in any manner, including using the employee's use of caregiver leave as a factor in the employee's performance evaluation, against an eligible employee because that employee requests or uses caregiver leave in accordance with the employer's general sick leave policy, files a complaint with the workforce solutions department for violation of the Caregiver Leave Act, cooperates in an investigation or prosecution of an alleged violation of the Caregiver Leave Act or opposes any policy or practice established pursuant to the Caregiver Leave Act."

2. On page 4, line 11, strike "or legislator".

3. On page 5, strike lines 13 through 25 in their entirety and, on page 6, strike lines 1 through 3 in their entirety and insert in lieu thereof a new subsection to read:

"B. A state agency employing an eligible employee shall not discharge or threaten to discharge, demote, suspend or retaliate or discriminate in any manner, including using the employee's use of caregiver leave as a factor in the employee's performance evaluation, against an eligible employee because that employee requests or uses caregiver leave in accordance with the state agency's general sick leave policy, files a grievance for violation of the Public Employee Caregiver Leave Act, cooperates in an

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investigation or prosecution of an alleged violation of the Public Employee Caregiver Leave Act or opposes any policy or practice established pursuant to the Public Employee Caregiver Leave Act.".

Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____