

**FIFTY-FOURTH LEGISLATURE  
SECOND SESSION, 2020**

February 10, 2020

Mr. Speaker:

Your **JUDICIARY COMMITTEE**, to whom has been referred  
**HOUSE BILL 21, as amended**

has had it under consideration and reports same with recommendation that it **DO PASS**, amended as follows:

1. Strike House Labor, Veterans' and Military Affairs Committee Amendment 7.

2. On page 1, line 19, strike "An" and insert in lieu thereof "A private".

3. On page 2, between lines 10 and 11, insert the following new subsections:

"C. At the sole request of the employee, a settlement agreement subject to this section may contain a confidentiality provision that prevents the disclosure of factual information related to the underlying sexual harassment, discrimination or retaliation claim. The provisions of this subsection shall not be construed to prevent disclosure of information that is the subject of the confidentiality provision if disclosure is required to be made in a judicial, administrative or other governmental proceeding pursuant to a valid subpoena or other applicable order as otherwise required by law.

D. Except as provided in Subsections B and C of this section, a confidentiality provision in a settlement agreement subject to this section is void and unenforceable as a matter of law."

The roll call vote on the Amendment was 7 For 4 Against

Yes: 7

No: Cook, Nibert, Rehm, Townsend

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Respectfully submitted,

\_\_\_\_\_  
Gail Chasey, Chair

Adopted \_\_\_\_\_  
(Chief Clerk)

Not Adopted \_\_\_\_\_  
(Chief Clerk)

Date \_\_\_\_\_

The roll call vote was 9 For 3 Against  
Yes: 9  
No: Nibert, Rehm, Townsend  
Excused: Egolf, McQueen  
Absent: None

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