

## Session 120 - (2013-2014)

### H 5221 General Bill, By Neal, Jefferson, King, Knight, Dillard and Robinson-Simpson

**Summary:** Fraudulent Misclassification of Workers Protection Act

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, SO AS TO ENACT THE "FRAUDULENT MISCLASSIFICATION OF WORKERS PROTECTION ACT" BY ADDING CHAPTER 5 TO TITLE 41 TO PROHIBIT THE FRAUDULENT MISCLASSIFICATION OF WORKERS; TO CREATE A RELATED PRIVATE CAUSE OF ACTION; TO PROHIBIT RETALIATORY CONDUCT BY AN EMPLOYER; TO PROVIDE RELATED PENALTIES AND REMEDIES; TO PROHIBIT THE CONTRAVENTION OF WAIVER OF THE PROVISIONS OF THIS ACT BY PRIVATE AGREEMENT; TO IMPOSE CERTAIN RECORD KEEPING REQUIREMENTS; AND TO CREATE A NONLAPSING FUND COMPRISED OF CIVIL PENALTIES COLLECTED FOR VIOLATIONS FOR USE BY THE DEPARTMENT OF LABOR, LICENSING AND REGULATION TO PARTIALLY OFFSET THE ADMINISTRATION, INVESTIGATION, AND OTHER EXPENSES INCURRED BY THE DEPARTMENT IN IMPLEMENTING THIS CHAPTER.

**05/07/14 House Introduced and read first time (House Journal-page 15)**

**05/07/14 House Referred to Committee on Judiciary (House Journal-page 15)**

**05/27/14 House Member(s) request name removed as sponsor: G.R.Smith**