

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Education.

HB26-1141 be amended as follows:

1 Amend printed bill, page 8, line 5, strike "MEDIATION," and substitute
2 "MEDIATION AND THE DIVISION HAS DETERMINED IT HAS JURISDICTION
3 OVER THE CLAIM,".

4 Page 8, strike lines 16 through 20 and substitute:

5 "(b) UPON RECEIPT OF A REPORT THAT A RESPONDENT HAS CURED
6 A DEFICIENCY, THE DIRECTOR SHALL DELIVER THE REPORT TO THE
7 COMPLAINANT. IF THE COMPLAINANT DETERMINES THAT THE RESPONDENT
8 HAS CURED THE DEFICIENCY, THE COMPLAINANT SHALL INFORM THE
9 DIRECTOR AND THE DIRECTOR SHALL DISMISS THE CHARGE.

10 (c) IF AT THE END OF THE SIXTY-DAY PERIOD TO CURE DESCRIBED
11 IN SUBSECTION (3)(a) OF THIS SECTION THE COMPLAINANT HAS NOT
12 INFORMED THE DIRECTOR THAT THE RESPONDENT HAS CURED THE
13 DEFICIENCY, THE DIRECTOR SHALL INVESTIGATE THE CHARGE PURSUANT
14 TO SUBSECTION (4) OF THIS SECTION.

15 (d) THE DEADLINES DESCRIBED IN THIS SECTION AND IN PART 3 OF
16 THIS ARTICLE 34 ARE NOT TOLLED DURING THE SIXTY-DAY PERIOD TO
17 CURE DESCRIBED IN SUBSECTION (3)(a) OF THIS SECTION."

18 Page 9, line 3, strike "**commission.**" and substitute "**division.**".

19 Page 9, strike lines 12 through 18 and substitute:

20 "(3) (a) THE DIVISION MAY, AND THE GENERAL ASSEMBLY
21 ENCOURAGES THE DIVISION TO, CONSULT WITH THE DEPARTMENT OF
22 EDUCATION WHEN MONITORING A PUBLIC SCHOOL'S COMPLIANCE WITH A
23 PLAN OR ORDER, AND THE DEPARTMENT OF EDUCATION MAY WORK WITH
24 THE DIVISION UPON THE COMMISSION'S REQUEST. THE DIVISION AND THE
25 DEPARTMENT OF EDUCATION MAY ENTER INTO AN AGREEMENT TO CARRY
26 OUT THIS SUBSECTION (3).

27 (b) THE DIVISION MAY, AND THE GENERAL ASSEMBLY
28 ENCOURAGES THE DIVISION TO, CONTRACT WITH UNPAID VOLUNTEERS
29 WHO HAVE EXPERTISE IN THE FIELD OF DISCRIMINATION IN EDUCATIONAL
30 SETTINGS TO ASSIST THE DIVISION WITH MONITORING.

31 (4) IF, AFTER PROVIDING A REASONABLE TIME FOR COMPLIANCE,
32 THE DIVISION DETERMINES THAT THE RESPONDENT HAS FAILED TO COMPLY
33 WITH A REMEDIATION PLAN THAT IS INCLUDED IN A SETTLEMENT
34 AGREEMENT OR A CEASE AND DESIST ORDER ISSUED BY THE COMMISSION,
35 THE DIVISION SHALL NOTIFY THE COMPLAINANT, COMMISSION, AND
36 ATTORNEY GENERAL."

37 Strike "COMMISSION" and substitute "DIVISION" on: **Page 9**, lines 6 and

1 10.

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