

Hall of the House of Representatives
94th General Assembly - Regular Session, 2023
Amendment Form

Subtitle of House Bill No. 1444

TO AMEND THE LAW CONCERNING THE ATTORNEY GENERAL'S REVIEW OF CONSENT DECREES
ENTERED INTO BY COVERED ENTITIES.

Amendment No. 2 to House Bill 1444

Amend House Bill No. 1444 as engrossed H2/28/23 (version: 2/28/2023 11:08:03 AM):

Page 1, delete lines 31 through 33, and substitute the following:

"agreement that resolves a dispute:

(i) Between a covered entity and a single individual, where the effect of any injunctive or equitable relief directly benefits only that individual; or

(ii) Regarding the obligations of a city, county, municipality, town, conversation district, public school, or school district regarding a bidding or procurement process;"

AND

Page 2, delete lines 15 through 19, and substitute the following:

"(d)(1)(A) Within thirty (30) days of receiving notice under subsection (b) of this section, the Attorney General shall:

(i) Review the proposed consent decree for compliance with state and federal law; and

(ii) Inform the covered entity, in writing, that the consent decree is approved or rejected."

AND

Page 2, delete line 22, and substitute the following:

"of this section, the proposed consent decree shall be deemed approved.

(C) If a consent decree is rejected under subdivision (d)(1)(A)(ii) of this section, the Attorney General shall include an explanation of the legal basis for the disapproval."

AND

Page 2, delete line 31, and substitute the following:

"Attorney General as described in subsection (d) of this section.



(f) Any documents, including without limitation the proposed consent decree and communication between the Attorney General and the covered entities, shall not be subject to the provisions of the Freedom of Information Act of 1967, § 25-19-101 et seq., until the first of either the date that the:

(1) Litigation that formed the basis of the proposed consent decree is dismissed; or

(2) Consent decree is filed with a court."

The Amendment was read _____

By: Representative Ray

MLD/MLD - 03-07-2023 15:01:27

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Chief Clerk