

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Regulatory Reform &
2 Economic Development Subcommittee
3 Representative Basabe offered the following:

Amendment

6 Remove everything after the enacting clause and insert:
7 Section 1. Subsection (5) of section 448.24, Florida
8 Statutes, is amended to read:

9 448.24 Duties and rights.—

10 (5) A labor pool that operates a labor hall must provide
11 facilities for a worker waiting at the labor hall for a job
12 assignment that include:

13 ~~(a)~~ restroom facilities, ~~and~~

14 ~~(b)~~ drinking water, ~~and~~

15 ~~(c)~~ sufficient seating. A labor pool satisfies
16 requirements for providing restroom facilities and drinking

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17 water if its labor hall facilities comply with all minimum
18 requirements for public restrooms and drinking fountains in the
19 Florida Building Code and any local amendments thereto. A labor
20 pool may also provide drinking water through a water cooler
21 dispenser, by offering bottled water, or by any other similar
22 means.

23 Section 2. Section 448.25, Florida Statutes, is amended to
24 read:

25 448.25 Remedies; damages; costs.—

26 (1)(a) Any worker aggrieved by a violation of s. 448.24
27 has ~~shall have~~ the right to bring a civil action in a court of
28 competent jurisdiction against the labor pool responsible for
29 such violation.

30 (b) Before bringing a civil action pursuant to this
31 section, an aggrieved worker must give the labor pool a
32 reasonable opportunity to cure the alleged violation. The
33 aggrieved worker must serve the labor pool in accordance with s.
34 48.081 with written notice of the alleged violation. Such notice
35 must include a statement that failure by the labor pool to cure
36 the alleged violation within 60 days after receipt of the notice
37 may result in a civil action being filed against it in a court
38 of competent jurisdiction. A labor pool may cure a violation
39 relating to its labor hall facilities by modifying the alleged
40 violation to comply with s. 448.24(5).

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41 (c) In any action commenced pursuant to this section part,
42 the aggrieved worker is ~~shall be~~ entitled to recover actual and
43 consequential damages, or \$1,000, whichever is greater, for each
44 violation of s. 448.24 ~~this part~~, and costs.

45 (2) A civil action brought under s. 448.24 must be filed
46 within 1 year after the date the aggrieved worker serves written
47 notice of the alleged violation on the labor pool.

48 (3)-(2) The remedies provided by this part for a violation
49 of s. 448.24 are ~~not~~ exclusive and ~~shall not~~ preclude the
50 aggrieved worker from pursuing any other remedy at law or equity
51 which the worker may have.

52 Section 3. This act shall take effect July 1, 2023.