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# Utah State Legislature

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## CONFERENCE COMMITTEE REPORT

March 14, 2013

Mr. President and Madam Speaker:

The Joint Conference Committee comprised of Senators S. Reid, T. Weiler, and K. Mayne, and Representatives R. Cunningham, D. Brown, and B. King, recommends **2nd Sub. S.B. 95**, WHISTLEBLOWER AMENDMENTS, by Senator S. Reid, as last amended by the House and Senate, with the following amendments:

1. *Page 12, Lines 365 through 366*

*House Floor Amendments*

3-13-2013:

365           (3) A public entity employer has the burden to prove by  $\hat{H}$ →  
              {+} substantial {+}    {a preponderance  
365a   of the}   ← $\hat{H}$  evidence that the  
366   public entity employer's action was justified.

2. *Page 13, Lines 375 through 377*

*House Floor Amendments*

3-13-2013:

375           (ii) a burden of proof on the employer to establish by  $\hat{H}$ →  
              {+} substantial {+}    {a preponderance  
375a   of the}   ← $\hat{H}$  evidence that the  
376   employer's action was justified by reasons unrelated to the employee's good faith actions  
          under  
377   Section 67-21-3.

Bill Number



SB0095S02

Action Class



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S.B. 95  
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3. Page 13, Line 397 through Page 14, Line 399

*House Floor Amendments*

3-13-2013:

397 (ii) a burden of proof on the employer to establish by  $\hat{H} \rightarrow$   
 {+} substantial {+} {a preponderance  
397a of the}  $\leftarrow \hat{H}$  evidence that the  
398 employer's action was justified by reasons unrelated to the employee's good faith actions  
 under  
399 Section 67-21-3.

4. Page 15, Lines 456 through 457

*House Floor Amendments*

3-13-2013:

456 (3) To prevail in an action brought under this section, the employer shall prove by  
457  $\hat{H} \rightarrow$  {+} substantial {+} {a preponderance of the}  $\leftarrow \hat{H}$  evidence that the  
 employer's action was justified.

Respectfully,

Sen. S. Reid  
Senate Chair, Conference Committee

Rep. R. Cunningham  
House Chair, Conference Committee

Voting: 6-0-0

17 SB0095.CC1.WPD 3/14/13 8:18 am ahunsaker/ TRV/ALH

Bill Number



SB0095S02

Action Class



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