

PART C – TEXT OF AMENDMENT CONSIDERED AS ADOPTED

AMENDMENT TO H.R. 5851
OFFERED BY MR. GEORGE MILLER OF
CALIFORNIA

Page 2, line 11, insert a comma after "violation of".

Page 2, strike line 23 and all that follows through page 3, line 2, and insert the following:

1 (E) objected to, or refused to participate in
2 any activity, policy, practice, or assigned task
3 that the covered employee reasonably believed
4 to be in violation of any provision of such Act,
5 or any order, rule, regulation, standard, or ban
6 under such Act;

7 (F) reported to the employer or a State or
8 Federal Government official any of the fol-
9 lowing related to the employer's activities de-
10 scribed in section 3(1): an illness, injury, unsafe
11 condition, or information regarding the ade-
12 quacy of any oil spill response plan required by
13 law; or

Page 3, line 3, strike "(F)" and insert "(G)".

Page 3, beginning on line 10, strike "; or" and all that follows through line 16, and insert a period.

Page 11, beginning on line 9, strike “with jurisdiction” and all that follows through “controversy, and” on line 11 and insert a comma.

Page 11, beginning on line 17, strike “shall have jurisdiction to grant” and insert “may award”.

Page 12, strike lines 6 through 8 and insert the following:

- 1 (iv) litigation costs, including reason-
- 2 able attorney fees and expert witness fees.

Page 12, beginning on line 10, strike “adversely affected or”.

Page 12, beginning on line 14, strike “United States Court” and all that follows through “violation” on line 18 and insert “appropriate United States Court of Appeals”.

Page 12, line 21, strike “conform to” and insert “be in accordance with”.

Page 13, line 5, strike “criminal or other civil” and insert “other”.

Page 13, line 8, strike “file” and insert “obtain in”.

Page 13, beginning on line 12, strike “to enforce such order” and all that follows through “grant” on line 14.

Page 13, beginning on line 18, strike “(A) IN GENERAL” and all that follows through page 14, line 4, and insert:

1 (A) IN GENERAL.—Whenever an employer
2 has failed to comply with an order issued under
3 paragraph (3), the complainant on whose behalf
4 the order was issued may obtain in a civil ac-
5 tion in an appropriate United States district
6 court against the employer to whom the order
7 was issued, all appropriate relief.

