

**REVENUE: No revenue impact**

**FISCAL: Minimal fiscal impact, no statement issued**

---

<b>Action:</b>	Without Recommendation as to Passage and Be Referred to the Committee on Workforce and Economic Development
<b>Vote:</b>	6 - 0 - 1
<b>Yeas:</b>	Berger, Edwards C., Holvey, Rosenbaum, Smith P., Schaufler
<b>Nays:</b>	0
<b>Exc.:</b>	Esquivel
<b>Prepared By:</b>	Theresa Van Winkle, Administrator
<b>Meeting Dates:</b>	2/2

---

**WHAT THE MEASURE DOES:** Authorizes Commissioner of Bureau of Labor and Industries, Wage and Hour Commission, or State Apprenticeship and Training Council, if person has failed to comply with investigative subpoena, to petition court for order directing person to show cause for noncompliance. Directs court, if person fails to show cause, to order person to comply with subpoena and authorizes court to hold person in contempt for failure to do so. Specifies authority of commissioner and Wage and Hour Commission to conduct investigations and issue subpoenas.

**ISSUES DISCUSSED:**

- Referral to Workforce and Economic Development

**EFFECT OF COMMITTEE AMENDMENT:** No amendment.

**BACKGROUND:** The Bureau of Labor and Industries (BOLI) has jurisdiction over different types of matters in regards to employees, such as wage and hour issues, civil rights, and apprenticeship and training. Like most state agencies, BOLI has statutory authority to issue subpoenas to investigate compliance with the laws under their jurisdiction. However, BOLI does not have the authority to petition state circuit courts to enforce investigative subpoenas, making it necessary to file a lawsuit to enforce a BOLI investigative subpoena.

HB 2253 provides authority for BOLI to petition a state circuit court to “compel obedience by proceedings for contempt” in the case of disobeying the requirements of an issued subpoena.