

STATE OF KANSAS

HOUSE OF REPRESENTATIVES

MR. CHAIRMAN:

I move to amend **SB 394**, as amended by House Committee, on page 12, following line 12, by inserting:

"New Sec. 8. (a) It shall be the public policy of this state that any non-disclosure agreement or any agreement governing post-employment benefits or other matters pertaining to the resignation or termination of an employee or the employee's post-employment activities entered into by the employee and the employee's employer shall not impose any damages, penalties or loss of benefits against the employee for, or otherwise prohibit, communications by the employee regarding alleged sexual abuse or sexual harassment committed against the employee by another employee or officer of the employer, or an employee or officer of any other party to the agreement or by any other person, whether a party or not to the agreement, who is covered by the terms of the agreement.

(b) Any term or provision of a non-disclosure agreement or any agreement governing post-employment benefits or other matters pertaining to the resignation or termination of an employee or the employee's post-employment activities entered into by the employee and the employee's employer purporting to restrict or limit in any way communications by the employee identified in subsection (a), or to impose damages, penalties or loss of benefits for those communications, shall be void and unenforceable.

(c) For the purposes of this section:

(1) "Employee" means any employee of any private or public employer; and

(2) "communication" means verbal or written communications with any other person or persons regarding the alleged sexual abuse or sexual harassment.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "state and judicial government"; in line 2, after the second semicolon by inserting "relating to non-disclosure agreements;"

_____ District.