15½. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE
___WESTMORELAND___ OF ___GEORGIA___, OR __HIS__
DESIGNEE, TO BE DEBATABLE FOR __10__ MINUTES:

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Revised

AMENDMENT TO H.R. 4437, AS REPORTED

OFFERED BY M__ . Westmoreland

In paragraphs (1)(A) and (2)(A) of section 706, strike "paragraph (10)" and insert "paragraphs (10) through (12)".

In the matter inserted by section 706(1)(B), strike "not less than $5,000" and insert "not less than $5,000 and not more than $7,500".

In the matter inserted by section 706(1)(C), strike "not less than $10,000" and insert "not less than $10,000 and not more than $15,000".

In the matter inserted by section 706(1)(D), strike "not less than $25,000" and insert "not less than $25,000 and not more than $40,000".

In section 706(3), strike "the following new paragraph" and insert "the following new paragraphs".

In section 706(3), after the paragraph (10) added by such section add the following:

1   "(11) EXEMPTION FROM PENALTY FOR INITIAL

2   GOOD FAITH VIOLATION.—In the case of imposition

3   of a civil penalty under paragraph (4)(A) with re-

1   spect to a violation of subsection (a)(1)(A) or (a)(2)

2   for hiring or continuation of employment or recruit-

3   ment or referral by person or entity and in the case

4   of imposition of a civil penalty under paragraph (5)

5   for a violation of subsection (a)(1)(B) for hiring or

6   recruitment or referral by a person or entity, the

7   penalty otherwise imposed shall be waived if the vio-

8   lator establishes that it was the first such violation

9   of such provision by the violator and the violator

10   acted in good faith.

11   ''(12) SAFE HARBOR FOR CONTRACTORS.—A

12   person or other entity shall not be liable for a pen-

13   alty under paragraph (4)(A) with respect to the vio-

14   lation of subsection (a)(1)(A), (a)(1)(B), or (a)(2)

15   with respect to the hiring or continuation of employ-

16   ment of an unauthorized alien by a subcontractor of

17   that person or entity unless the person or entity

18   knew that the subcontractor hired or continued to

19   employ such alien in violation of such subsection. ''.