

General Assembly

January Session, 2025

Committee Bill No. 6517

Referred to Committee on LABOR AND PUBLIC EMPLOYEES

Introduced by: (LAB)

AN ACT CONCERNING DISCLOSURES OF SALARY RANGES ON PUBLIC AND INTERNAL JOB POSTINGS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

- Section 1. Section 31-40z of the general statutes is repealed and the
 following is substituted in lieu thereof (*Effective October 1, 2025*):
- 3 (a) As used in this section:

<u>(1) "Benefits" means health insurance benefits, retirement benefits,</u>
<u>fringe benefits, paid leave and any other compensation to be offered</u>
<u>with a position;</u>

7 [(1)] (2) "Employer" means any individual, corporation, limited 8 liability company, firm, partnership, voluntary association, joint stock 9 association, the state and any political subdivision thereof and any 10 public corporation within the state using the services of one or more 11 employees for pay;

[(2)] (3) "Employee" means any individual employed or permitted to
work by an employer;

[(3)] (4) "Wages" means compensation for labor or services rendered
by an employee, whether the amount is determined on a time, task,
piece, commission or other basis of calculation; and

[4] [(4)] (5) "Wage range" means the range of wages an employer [anticipates relying on when setting wages] <u>sets in good faith</u> for a position, and may include reference to any applicable pay scale, previously determined range of wages for the position, actual range of wages for those employees currently holding [comparable] <u>equivalent</u> positions or the employer's budgeted amount for the position.

23 (b) No employer shall:

(1) Prohibit an employee from disclosing or discussing the amount of
his or her wages or the wages of another employee of such employer
that have been disclosed voluntarily by such other employee;

27 (2) Prohibit an employee from inquiring about the wages of another28 employee of such employer;

(3) Require an employee to sign a waiver or other document that
denies the employee his or her right to disclose or discuss the amount
of his or her wages or the wages of another employee of such employer
that have been disclosed voluntarily by such other employee;

(4) Require an employee to sign a waiver or other document that
denies the employee his or her right to inquire about the wages of
another employee of such employer;

36 (5) Inquire or direct a third party to inquire about a prospective 37 employee's wage and salary history unless a prospective employee has 38 voluntarily disclosed such information, except that this subdivision 39 shall not apply to any actions taken by an employer, employment 40 agency or employee or agent thereof pursuant to any federal or state law 41 that specifically authorizes the disclosure or verification of salary 42 history for employment purposes. Nothing in this section shall prohibit 43 an employer from inquiring about other elements of a prospective

employee's compensation structure, as long as such employer does notinquire about the value of the elements of such compensation structure;

(6) Discharge, discipline, discriminate against, retaliate against or
otherwise penalize any employee who discloses or discusses the
amount of his or her wages or the wages of another employee of such
employer that have been disclosed voluntarily by such other employee;

50 (7) Discharge, discipline, discriminate against, retaliate against or 51 otherwise penalize any employee who inquires about the wages of 52 another employee of such employer;

53 (8) Fail or refuse to provide an applicant for employment the wage range for a position for which the applicant is applying and a general 54 55 description of the benefits to be offered with such position, if such 56 position has not been made available to an applicant pursuant to 57 subdivision (10) of this subsection, upon the earliest of (A) the 58 applicant's request, or (B) prior to [or at the time the applicant is made 59 an offer of compensation; or] any discussion of compensation with the 60 applicant or an offer of compensation to the applicant;

61 (9) Fail or refuse to provide an employee the wage range for the 62 employee's position <u>and a general description of the benefits to be</u> 63 <u>offered with such position</u> upon (A) the hiring of the employee, (B) a 64 change in the employee's position with the employer, or (C) the 65 employee's first request for a wage range;

(10) Fail or refuse to disclose in an internal or public job
advertisement for a position the wage or wage range for such position
and a general description of the benefits to be offered with such position.
Nothing in this subdivision shall be construed to require an employer
to post a job advertisement if such employer utilizes an alternative
method of hiring or recruiting for a position;
(11) Fail or refuse to annually provide an employee with the current

73 wage or wage range for such employee's position and a general

74 description of the benefits currently provided with such position; or

| 75 | (12) Retaliate or discriminate against an applicant, including, but not | | |
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| 76 | limited to, refusing to interview or hire a prospective employee, | | |
| 77 | refusing to promote an employee or terminating an employee, for | | |
| 78 | exercising such applicant's or employee's rights under this section. | | |
| 79 | [(c) Nothing in this section shall be construed to require any employer | | |
| 80 | or employee to disclose the amount of wages paid to any employee.] | | |
| 81 | [(d)] (c) An action to redress a violation of subsection (b) of this | | |
| 82 | section may be maintained in any court of competent jurisdiction by any | | |
| 83 | one or more employees or prospective employees. An employer who | | |
| 84 | violates subsection (b) of this section may be found liable for <u>statutory</u> | | |
| 85 | damages of not less than one thousand dollars and not more than ten | | |
| 86 | thousand dollars or compensatory damages, whichever is greater, | | |
| 87 | attorney's fees and costs, punitive damages and such legal and equitable | | |
| 88 | relief as the court deems just and proper. | | |
| 89 | [(e) No action shall be brought for any] (d) An action for a violation | | |
| 90 | of subsection (b) of this section [except within] <u>may be brought not later</u> | | |
| 91 | than two years after such violation. | | |
| 92 | (e) The provisions of this section shall apply to any position in which | | |
| 93 | the duties for such position will be performed within the state or in | | |
| 94 | which the duties for such position will be performed outside of the state | | |
| 95 | but requires the employee performing such duties to report to a | | |
| 96 | supervisor, office or other work site located within the state. | | |
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| | This act shall take effect as follows and shall amend the following sections: | | |
| | Section 1 October 1, 2025 | 31-40z | |
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LAB Joint Favorable