

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding in Article 2 of Chapter 3 of Title 40.1 a section*
3 *numbered 40.1-33.1, relating to prohibiting employers from discriminating against employees for*
4 *instituting proceedings for nonpayment of wages.*

5 [S 48]

6 Approved

7 **Be it enacted by the General Assembly of Virginia:**

8 **1. That the Code of Virginia is amended by adding in Article 2 of Chapter 3 of Title 40.1 a**
9 **section numbered 40.1-33.1 as follows:**

10 **§ 40.1-33.1. Discriminatory actions prohibited.**

11 *A. An employer shall not discharge or in any other manner discriminate against an employee*
12 *because such employee has filed any complaint or instituted or caused to be instituted any proceeding*
13 *under § 40.1-29, or has testified or is about to testify in any such proceeding.*

14 *B. Any employee who is discharged or in any other manner discriminated against in a manner*
15 *prohibited by this section may file a complaint with the Commissioner, and the Commissioner, with the*
16 *written and signed consent of an employee, may institute proceedings on behalf of an employee for*
17 *appropriate remedies for such action, including reinstatement of the employee and recovering lost wages*
18 *and an additional amount equal to the lost wages as liquidated damages.*

ENROLLED

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