

**AMENDMENT TO THE AMENDMENT IN THE  
NATURE OF A SUBSTITUTE TO H.R. 3441  
OFFERED BY MR. SCOTT OF VIRGINIA**

Page 2, line 3, strike the closed quotation marks and following period and after such line insert the following:

1           “(C) Subparagraph (B) shall not apply  
2           where there is a violation alleged under this Act  
3           and no person meets the definition of employer  
4           because of the requirements of such subpara-  
5           graph.”.

Page 2, line 14, strike the closed quotation marks and following period and after such line insert the following:

6           “(3) Paragraph (2) shall not apply where there  
7           is a violation alleged under this Act and no person  
8           meets the definition of employer because of the re-  
9           quirements of such paragraph.”.

