

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 8152
OFFERED BY MR. ARMSTRONG OF NORTH
DAKOTA**

Page 111, strike line 22 and all that follows through page 112, line 19 (and redesignate accordingly).

Page 120, after line 12, add the following:

1 SEC. 409. RIGHT TO CURE.

2 (a) NOTICE.—Subject to subsection (c), with respect
3 to an action under this section against a covered entity,
4 such action may be brought by the Commission, a State
5 or political subdivision of a State, or any person or class
6 of persons only if before initiating such action the Com-
7 mission, State or political subdivision of the State, or per-
8 son or class of persons provides to the covered entity a
9 notice that identifies the specific provisions of this Act the
10 Commission, State or political subdivision of the State, or
11 person or class of persons alleges have been or are being
12 violated 45 days before the date on which the action is
13 initiated.

14 (b) EFFECT OF CURE.—Subject to subsection (c), if
15 within 45 days after the date on which the covered entity

1 receives the notice described in subsection (a), the covered
2 entity demonstrates that the entity has cured each viola-
3 tion described in the notice and provides the Commission,
4 State or political subdivision of the State, or person or
5 class of persons an express written statement that each
6 violation has been cured and that no further violation shall
7 occur, an action may be reasonably dismissed.

8 (c) RULE OF CONSTRUCTION.—The notice described
9 in subsection (a) and the dismissal described in subsection
10 (b) shall not apply more than once to the same alleged
11 violation by the same covered entity.

