



SPONSOR: Sen. Hocker

DELAWARE STATE SENATE
152nd GENERAL ASSEMBLY

SENATE AMENDMENT NO. 6
TO
SENATE SUBSTITUTE NO. 1
FOR
SENATE BILL NO. 2

1 AMEND Senate Substitute No. 1 for Senate Bill No. 2 on line 67 by inserting "Failure to issue a permit to a
2 qualified individual within the 30 day mandatory requirement shall entitle the applicant to recover from SBI all of the
3 following: liquidated damages in the amount of \$1,000 per day for each day beyond and in excess of said 30 day mandatory
4 requirement, plus recovery of all reasonable attorney fees, court costs, and costs of litigation resulting from the applicant's
5 enforcement of this provision in the Superior Court, with interest at the legal rate." after the period as it appears therein.

SYNOPSIS

This Amendment creates a remedy for an aggrieved person that is not provided a permit, that is properly due to be issued, within the mandatory 30-day timeframe described in this Act. This Amendment permits an aggrieved person in these circumstances to recover from SBI all of the following: \$1,000.00 in liquidated damages per day for each day beyond the 30-day requirement, attorneys fees incurred for pursuing relief in Superior Court, court costs, and interest at the legal rate.

Author: Senator Hocker