



General Assembly

Amendment

February Session, 2012

LCO No. 4029

HB0529104029HR0

Offered by:

REP. AMAN, 14th Dist.

REP. D'AMELIO, 71st Dist.

To: Subst. House Bill No. **5291**

File No. 141

Cal. No. 120

(As Amended by House Amendment Schedule "A")

"AN ACT CONCERNING THE MINIMUM WAGE."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Subsection (j) of section 31-58 of the general statutes is
4 repealed and the following is substituted in lieu thereof (*Effective*
5 *January 1, 2013*):

6 (j) "Minimum fair wage" in any industry or occupation in this state
7 means a wage of not less than six dollars and seventy cents per hour,
8 and effective January 1, 2003, not less than six dollars and ninety cents
9 per hour, and effective January 1, 2004, not less than seven dollars and
10 ten cents per hour, and effective January 1, 2006, not less than seven
11 dollars and forty cents per hour, and effective January 1, 2007, not less
12 than seven dollars and sixty-five cents per hour, and effective January
13 1, 2009, not less than eight dollars per hour, and effective January 1,

14 2010, not less than eight dollars and twenty-five cents per hour, and
15 effective January 1, 2013, not less than eight dollars and fifty cents per
16 hour, and effective January 1, 2014, not less than eight dollars and
17 seventy-five cents per hour or one-half of one per cent rounded to the
18 nearest whole cent more than the highest federal minimum wage,
19 whichever is greater, except as may otherwise be established in
20 accordance with the provisions of this part. All wage orders in effect
21 on October 1, 1971, wherein a lower minimum fair wage has been
22 established, are amended to provide for the payment of the minimum
23 fair wage herein established except as hereinafter provided. Whenever
24 the highest federal minimum wage is increased, the minimum fair
25 wage established under this part shall be increased to the amount of
26 said federal minimum wage plus one-half of one per cent more than
27 said federal rate, rounded to the nearest whole cent, effective on the
28 same date as the increase in the highest federal minimum wage, and
29 shall apply to all wage orders and administrative regulations then in
30 force. The rates for learners, beginners, and persons under the age of
31 eighteen years shall be not less than eighty-five per cent of the
32 minimum fair wage for the first two hundred hours of such
33 employment and equal to the minimum fair wage thereafter, except
34 institutional training programs specifically exempted by the
35 commissioner.

36 Sec. 2. Subsection (b) of section 31-60 of the general statutes is
37 repealed and the following is substituted in lieu thereof (*Effective*
38 *January 1, 2013*):

39 (b) The Labor Commissioner shall adopt such regulations, in
40 accordance with the provisions of chapter 54, as may be appropriate to
41 carry out the purposes of this part. Such regulations may include, but
42 are not limited to, regulations defining and governing an executive,
43 administrative or professional employee and outside salesperson;
44 learners and apprentices, their number, proportion and length of
45 service; and piece rates in relation to time rates; and shall recognize, as
46 part of the minimum fair wage, gratuities in an amount (1) equal to
47 twenty-nine and three-tenths per cent, and effective January 1, 2009,

48 equal to thirty-one per cent, and effective January 1, 2013, equal to
 49 thirty-one and seventy-six hundredths per cent, and effective January
 50 1, 2014, equal to thirty-three and seventy-one hundredths per cent of
 51 the minimum fair wage per hour for persons, other than bartenders,
 52 who are employed in the hotel and restaurant industry, including a
 53 hotel restaurant, who customarily and regularly receive gratuities, (2)
 54 equal to eight and two-tenths per cent, and effective January 1, 2009,
 55 equal to eleven per cent, and effective January 1, 2013, equal to thirteen
 56 and sixty-five hundredths per cent, and effective January 1, 2014, equal
 57 to sixteen and eleven hundredths per cent of the minimum fair wage
 58 per hour for persons employed as bartenders who customarily and
 59 regularly receive gratuities, and (3) not to exceed thirty-five cents per
 60 hour in any other industry, and shall also recognize deductions and
 61 allowances for the value of board, in the amount of eighty-five cents
 62 for a full meal and forty-five cents for a light meal, lodging, apparel or
 63 other items or services supplied by the employer; and other special
 64 conditions or circumstances which may be usual in a particular
 65 employer-employee relationship. The commissioner may provide, in
 66 such regulations, modifications of the minimum fair wage herein
 67 established for learners and apprentices; persons under the age of
 68 eighteen years; and for such special cases or classes of cases as the
 69 commissioner finds appropriate to prevent curtailment of employment
 70 opportunities, avoid undue hardship and safeguard the minimum fair
 71 wage herein established. Regulations in effect on July 1, 1973,
 72 providing for a board deduction and allowance in an amount differing
 73 from that provided in this section shall be construed to be amended
 74 consistent with this section without the necessity of convening a wage
 75 board or amending such regulations."

This act shall take effect as follows and shall amend the following sections:		
Section 1	January 1, 2013	31-58(j)
Sec. 2	January 1, 2013	31-60(b)