



General Assembly

January Session, 2013

Amendment

LCO No. 7373

SB0038707373SD0

Offered by:

SEN. OSTEN, 19th Dist.

REP. TERCYAK, 26th Dist.

To: Subst. Senate Bill No. 387

File No. 49

Cal. No. 108

"AN ACT INCREASING THE MINIMUM FAIR WAGE."

1 In line 13, strike "nine dollars" and insert in lieu thereof "eight
2 dollars and seventy-five cents"

3 In line 14, strike "seventy-five" and insert in lieu thereof "twenty-
4 five"

5 In line 18, strike "Effective July 1, 2015, and not later than each"

6 Strike lines 19 to 29, inclusive, in their entirety

7 In line 30, strike "effective on the January first immediately
8 following."

9 In line 41, bracket "eighty-five" and after the closing bracket insert
10 "ninety-five"

11 In line 42, bracket "two hundred hours" and insert after the closing
12 bracket "ninety calendar days"

13 After the last section, add the following and renumber sections and
14 internal references accordingly:

15 "Sec. 501. Section 31-60 of the general statutes is repealed and the
16 following is substituted in lieu thereof (*Effective July 1, 2013*):

17 (a) Any employer who pays or agrees to pay to an employee less
18 than the minimum fair wage or overtime wage shall be deemed in
19 violation of the provisions of this part.

20 (b) The Labor Commissioner shall adopt such regulations, in
21 accordance with the provisions of chapter 54, as may be appropriate to
22 carry out the purposes of this part. Such regulations may include, but
23 are not limited to, regulations defining and governing an executive,
24 administrative or professional employee and outside salesperson;
25 learners and apprentices, their number, proportion and length of
26 service; and piece rates in relation to time rates; and shall recognize, as
27 part of the minimum fair wage, gratuities in an amount (1) equal to
28 twenty-nine and three-tenths per cent, and effective January 1, 2009,
29 equal to thirty-one per cent of the minimum fair wage per hour, and
30 effective January 1, 2014, equal to thirty-five per cent of the minimum
31 fair wage per hour, and effective January 1, 2015, equal to thirty-eight
32 and one-half per cent of the minimum fair wage per hour for persons,
33 other than bartenders, who are employed in the hotel and restaurant
34 industry, including a hotel restaurant, who customarily and regularly
35 receive gratuities, (2) equal to eight and two-tenths per cent, and
36 effective January 1, 2009, equal to eleven per cent of the minimum fair
37 wage per hour, and effective January 1, 2014, equal to sixteen and one-
38 tenth per cent of the minimum fair wage per hour, and effective
39 January 1, 2015, equal to twenty and seven-tenths per cent of the
40 minimum wage per hour for persons employed as bartenders who
41 customarily and regularly receive gratuities, and (3) not to exceed
42 thirty-five cents per hour in any other industry, and shall also
43 recognize deductions and allowances for the value of board, in the
44 amount of eighty-five cents for a full meal and forty-five cents for a
45 light meal, lodging, apparel or other items or services supplied by the

46 employer; and other special conditions or circumstances which may be
 47 usual in a particular employer-employee relationship. The
 48 commissioner may provide, in such regulations, modifications of the
 49 minimum fair wage herein established for learners and apprentices;
 50 persons under the age of eighteen years; and for such special cases or
 51 classes of cases as the commissioner finds appropriate to prevent
 52 curtailment of employment opportunities, avoid undue hardship and
 53 safeguard the minimum fair wage herein established. Regulations in
 54 effect on July 1, 1973, providing for a board deduction and allowance
 55 in an amount differing from that provided in this section shall be
 56 construed to be amended consistent with this section without the
 57 necessity of convening a wage board or amending such regulations.

58 (c) Regulations adopted by the commissioner pursuant to
 59 subsection (b) of this section which define executive, administrative
 60 and professional employees shall be updated not later than October 1,
 61 2000, and every four years thereafter, to specify that such persons shall
 62 be compensated on a salary basis at a rate determined by the Labor
 63 Commissioner."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	<i>July 1, 2013</i>	31-60