



General Assembly

January Session, 2013

Amendment

LCO No. 7707

SB0038707707SD0

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 "and seventy-five"

4 In line 15, strike "cents"

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

11 "Sec. 501. Section 31-60 of the general statutes is repealed and the

12 following is substituted in lieu thereof (*Effective July 1, 2013*):

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

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

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

54 (c) Regulations adopted by the commissioner pursuant to
 55 subsection (b) of this section which define executive, administrative
 56 and professional employees shall be updated not later than October 1,
 57 2000, and every four years thereafter, to specify that such persons shall
 58 be compensated on a salary basis at a rate determined by the Labor
 59 Commissioner."

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