

HB 1355 - H AMD 96

By Representative Manweller

SCOPE AND OBJECT 03/03/2015

1 On page 2, beginning on line 18, after "(b)" strike all material
2 through "30th" on line 19 and insert "~~((On September 30, 2000, and on~~
3 ~~each following September 30th))~~ Subject to section 2 of this act"
4

5 On page 2, beginning on line 25, after "for the" strike all
6 material through "labor" on line 26 and insert "~~((twelve months prior~~
7 ~~to each September 1st as calculated by the United States department of~~
8 ~~labor))~~ average rate of inflation for the previous number of years
9 since the last adjustment, as provided under section 2 of this act"
10

11 On page 2, after line 30, insert the following:
12

13 "NEW SECTION. Sec. 2. This section is the minimum wage
14 performance statement for the minimum wage increase created in section
15 1 of this act. This performance statement is only intended to be used
16 for subsequent evaluation of the minimum wage increase. It is not
17 intended to create a private right of action by any party or be used
18 to determine eligibility for any wage and hour benefits.

19 (1) It is the legislature's specific public policy objective to
20 increase minimum wages, but not to the detriment of the minority
21 population of the state.

22 (2) Beginning September 2020, the joint legislative audit and
23 review committee shall conduct a review on whether the minority
24 unemployment rate has increased from the effective date of this
25 section. If the review finds that the minority unemployment rate has
26 increased by more than two percent, then the department may not adjust
27 the minimum wage rate for inflation, as provided for under section 1

1 of this act, unless the increase is due to some factor other than the
2 minimum wage increase in section 1 of this act. The minimum wage rate
3 shall not be adjusted until a review conducted by the joint
4 legislative audit and review committee finds that the rate of minority
5 unemployment has not increased by more than two percent.

6 (b) Beginning September 2025, and every five years thereafter, the
7 joint legislative audit and review committee shall conduct a review on
8 whether the rate of minority unemployment has increased or decreased
9 from the previous review conducted by the joint legislative audit and
10 review committee. The minimum wage rate may be adjusted for inflation
11 as provided for under section 1 of this act only if the joint
12 legislative audit and review committee finds in its review that
13 minority unemployment has not increased from the last review by more
14 than two percent, or if the percentage has increased by more than two
15 percent, the increase is due to some factor other than the minimum
16 wage increase in section 1 of this act. If the minimum wage rate is
17 adjusted, it must be adjusted by the average rate of inflation for the
18 previous number of years since the last time the minimum wage rate was
19 adjusted for inflation.

20 (3) In order to obtain the data necessary to perform the review in
21 subsection 2 of this section, the joint legislative audit and review
22 committee shall refer to the most current information available from
23 the United States census bureau."
24

25 Renumber the remaining section consecutively and correct the
26 title.

EFFECT: Adds a performance statement that:

- sets forth the Legislature's public policy objective of increasing the minimum wage but not to the detriment of the minorities in the state;
- requires the Joint Legislative Audit and Review Committee (JLARC), in 2020, and every five years after, to review whether the rate of minority unemployment has increased or decreased; and
- provides that the minimum wage rate may only be adjusted for inflation when a JLARC review finds that the rate of minority

unemployment has not increased by more than two percent from the last review, or if there has been an increase, the increase is due to some other factor than the minimum wage.

--- END ---