SLS 18RS-271 ENGROSSED

2018 Regular Session

minimum wage.

SENATE BILL NO. 252

BY SENATORS CARTER, BARROW AND BISHOP AND REPRESENTATIVE HUNTER

EMPLOYMENT. Constitutional amendment to provide, with certain exemptions, for a state minimum wage effective August 1, 2019. (2/3 - CA13sl(A))

A JOINT RESOLUTION

Proposing to add Article XII, Section 17 of the Constitution of Louisiana, relative to the establishment of a state minimum wage; to provide relative to employers with fifty full-time employees or more; to provide for a minimum hourly wage; to provide relative to employees eighteen years of age and older; to provide that the legislature shall provide for certain definitions and exemptions; to provide relative to certain student employees; to provide relative to certain tip credits available to employers; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members elected to each house concurring, that there shall be submitted to the electors of the state, for their approval or rejection in the manner provided by law, a proposal to add Article XII, Section 17 of the Constitution of Louisiana, to read as follows:

§17. State Minimum Hourly Wage

Section 17. Every employer with fifty or more full-time employees shall pay each employee eighteen years or older wages which are equal to the state's

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Beginning August 1, 2019, the state minimum wage shall be not less than

2 eight dollars per hour or the federal minimum wage whichever is higher. 3 Beginning August 1, 2020, the state minimum wage shall be not less than eight dollars and fifty cents per hour, thereafter annually adjusted for inflation, 4 or the federal minimum wage, whichever is higher. 5 The legislature shall provide for definitions and for certain exemptions 6 7 from the minimum wage requirement to include but not be limited to bona fide 8 student employees and allowing an employer to take a tip credit toward its 9 minimum wage obligation for tipped employees equal to the difference between 10 the required cash wage and the required minimum wage. 11 Section 2. Be it further resolved that this proposed amendment shall be submitted 12 to the electors of the state of Louisiana at the statewide election to be held on November 6, 13 2018. Section 3. Be it further resolved that on the official ballot to be used at said election 14 there shall be printed a proposition, upon which the electors of the state shall be permitted 15 16 to vote YES or NO, to amend the Constitution of Louisiana, which proposition shall read as follows: 17 Do you support an amendment to establish a state minimum wage which 18 19 would require every employer with fifty or more employees to pay each employee eighteen years or older a minimum hourly wage of eight dollars 20 beginning August 1, 2019, and eight dollars and fifty cents beginning August 21 1, 2020, adjusted annually for inflation, or the federal minimum wage, 22 whichever is higher? 23 24 (Adds Article XII, Sec. 17) The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Carla S. Roberts.

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SB 252 Engrossed

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Carter

Proposed constitutional amendment establishes a state minimum wage.

Proposed constitutional amendment provides that, effective Aug. 1, 2019, every employer

Coding: Words which are struck through are deletions from existing law; words in **boldface type and underscored** are additions.

with 50 or more full-time employees shall pay to each employee 18 years of age and older the state minimum wage which is not less than \$8.00 per hour.

<u>Proposed constitutional amendment</u> provides that beginning Aug. 1, 2020, the state minimum wage shall be not less than \$8.50 per hour, thereafter annually adjusted for inflation, or the federal minimum wage, whichever is higher.

<u>Proposed constitutional amendment</u> further provides that the legislature shall provide for definitions and for certain exemptions from the minimum wage requirement to include but not be limited to bona fide student employees and allowing an employer to take a tip credit toward its minimum wage obligation for tipped employees equal to the difference between the required cash wage and the required minimum wage.

Specifies submission of the amendment to the voters at the statewide election to be held on Nov. 6, 2018.

(Adds Const. Art. XII, Sec. 17)

Summary of Amendments Adopted by Senate

<u>Committee Amendments Proposed by Senate Committee on Labor and Industrial</u>
Relations to the original bill

1. Changes the proposed state minimum wage <u>from</u> \$9.50 per hour <u>to</u> \$8.00 on Aug. 1, 2019 and \$8.50 on Aug. 1, 2020.