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HOUSE No. 3846

The Commonwealth of Massachusetts

INITIATIVE PETITION OF ELIZABETH A. WARREN AND OTHERS.

OFFICE OF THE SECRETARY.
BOSTON, JANUARY 1, 2014.

Steven T. James
Clerk of the House of Representatives
State House
Boston, Massachusetts 02133

Sir: — I herewith transmit to you, in accordance with the requirements of Article XLVIII of the Amendments to the Constitution, an Initiative Petition for Law entitled “Raising the Minimum Wage” signed by ten qualified voters and filed with this department on or before December 4, 2013, together with additional signatures of qualified voters in the number of 94,316, being a sufficient number to comply with the Provisions of said Article.

Sincerely,

WILLIAM FRANCIS GALVIN,
Secretary of the Commonwealth.

AN INITIATIVE PETITION.

Pursuant to Article XLVIII of the Amendments to the Constitution of the Commonwealth, as amended, the undersigned qualified voters of the Commonwealth, ten in number at least, hereby petition for the enactment into law of the following measure:

The Commonwealth of Massachusetts

In the Year Two Thousand and Fourteen.

An Act raising the minimum wage.

Be it enacted by the People, and by their authority, as follows:

- 1 SECTION 1. Section 1 of chapter 151 of the General Laws is
2 hereby amended by striking out the wage rate specified in the
3 second sentence of the section and inserting in place thereof the
4 following rate:- \$9.25
- 5 SECTION 2. Said section 1 of said chapter 151 is hereby further
6 amended by striking out the wage rate specified in the second
7 sentence of the section and inserting in place thereof the following
8 figure:- \$10.50
- 9 SECTION 3. Section 7 of said chapter 151 is hereby amended by
10 striking out the words “the cash wage required to be paid such an
11 employee on July 1, 1999” and inserting in place thereof the
12 following figure:- \$4.15

13 SECTION 4. Said Section 7 of said chapter 151 is hereby further
14 amended by striking out the figure “\$4.15”, inserted by Section 3,
15 and inserting in place thereof the following figure:- \$6.30

16 SECTION 5. Section 1 of said chapter 151 is hereby further
17 amended by inserting, before the last sentence thereof, the
18 following sentences:-

19 Beginning in September 2016 and in September of each year
20 thereafter, the commissioner shall adjust the current minimum
21 wage then in effect and the current minimum cash wage then in
22 effect that must be paid tipped employees under clause (1) of the
23 first sentence of the third paragraph of section 7 of chapter 151
24 based upon the increase, if any, in the cost of living. The increase
25 in the cost of living shall be calculated using the twelve-month
26 percentage increase, if any, in the Consumer Price Index for all
27 Urban Consumers, U.S. City Average, All Items (or a successor
28 index, if any) as published by the Bureau of Labor Statistics of the
29 United States Department of Labor, using the most recent twelve-
30 month period for which data is available at the time that the

31 calculation is made. The commissioner shall round the adjusted
32 wage rates to the nearest five cents and announce them by October
33 1 of each year, and they shall become effective on January 1 of the
34 following year.

35 SECTION 6. Sections 1 and 3 shall take effect January 1, 2015.

36 SECTION 7. Sections 2, 4 and 5 shall take effect January 1, 2016.

37 SECTION 8. If any provision of this act or application thereof to
38 any person or circumstance is judged invalid, the invalidity shall
39 not affect other provisions or applications of the act which can be
40 given effect without the invalid provision or application, and to
41 this end the provisions of this act are declared severable.

FIRST TEN SIGNERS

<u>NAME</u>	<u>RESIDENCE</u>	<u>CITY OR TOWN</u>
Elizabeth A. Warren	24 Linnaean Street	Cambridge
Marc R. Pacheco	7 Dartmouth Street	Taunton
Linda Mae Pittsley	301 Milliken Boulevard, #701	Fall River
Steven Tolman	17 Madeline Street	Boston
Jeremiah J. Donovan	138 Albion Street	Fall River
Sarai Rivera	7 Lucian Street	Worcester
Patricia Federico	133 Ivy Road	Weymouth
Brian Lang	11 Calvin Road	Boston
Sandra Pineros-Shields	64 Highland Avenue, #2	Salem
Michael W. Walker	26 Daisy Lane	Raynham

Summary of 13-08.

This proposed law would raise the state's minimum wage, which was \$8.00 per hour as of September 2013, to \$9.25 per hour as of January 1, 2015, and to \$10.50 per hour as of January 1, 2016.

The proposed law would also increase the minimum cash wage required to be paid to employees who regularly receive more than \$20 a month in tips. Under current law, such employees are paid a minimum cash wage (\$2.63 per hour as of September 2013), and keep their tips, but if the total pay including tips is less than the regular minimum wage, the employer must make up the difference. The proposed law would increase such employees' minimum cash wage to \$4.15 per hour as of January 1, 2015, and to \$6.30 per hour as of January 1, 2016.

For 2017 and later years, the Commissioner of the state Department of Labor Standards would annually adjust the minimum wage, and the minimum cash wage for tipped employees, based on any increase in the cost of living as reflected in the Consumer Price Index, but rounded to the nearest five cents.

The proposed law states that if any of its parts were declared invalid, the other parts would stay in effect.

CERTIFICATE OF THE ATTORNEY GENERAL.

September 4, 2013.

Honorable William Francis Galvin
Secretary of the Commonwealth
One Ashburton Place, Room 1705
Boston, Massachusetts 02108

RE: Initiative Petition No. 13-08: Law Raising the Minimum Wage.

Dear Secretary Galvin:

In accordance with the provisions of Article 48 of the Amendments to the Massachusetts Constitution, I have reviewed the above-referenced initiative petition, which was submitted to me on or before the first Wednesday of August of this year.

I hereby certify that this measure is in proper form for submission to the people; that the measure is not, either affirmatively or negatively, substantially the same as any measure which has been qualified for submission or submitted to the people at either of the two preceding biennial state elections; and that it contains only subjects that are related or are mutually dependent and which are not excluded from the initiative process pursuant to Article 48, the Initiative, Part 2, Section 2.

In accordance with Article 48, I enclose a fair, concise summary of the measure.

Cordially,

MARTHA COAKLEY,
Attorney General.