

HB0166/697470/1

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 166
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “periods” insert “and for certain employers”.

On page 2, in line 42, after “rate;” insert “requiring the Commissioner to adopt certain regulations; requiring the Commissioner to provide a certain notification on a certain website;”.

On page 3, in line 23, after “3-413.1” insert “and 3-419(d)”.

AMENDMENT NO. 2

On page 4, in lines 31 and 36, in each instance, strike “3%” and substitute “5%”.

On page 5, in line 4, strike “3%” and substitute “4.5%”; and in lines 17 and 22, in each instance, strike “3%” and substitute “4%”.

On page 7, in line 21, strike “3%” and substitute “3.5%”; and in line 33, strike “3%” and substitute “3.25%”.

On page 8, in line 24, strike “3%” and substitute “4%”.

On page 9, in line 5, strike “3%” and substitute “4%”.

AMENDMENT NO. 3

On page 16, strike lines 4 through 10, inclusive; and after line 10, insert:

“(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.”

(Over)

(2) “EMPLOYER” INCLUDES A GOVERNMENTAL UNIT.

(3) “SMALL EMPLOYER” MEANS AN EMPLOYER THAT EMPLOYS 14 OR FEWER EMPLOYEES.”;

in line 27, after “(c)” insert “**(1)**”; and in the same line, after “**SUBTITLE**” insert “**AND EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION**”.

On page 17, in lines 3, 5, 7, 9, 11, 13, 15, and 17, strike “**(1)**”, “**(2)**”, “**(3)**”, “**(4)**”, “**(5)**”, “**(6)**”, “**(7)**”, and “**(8)**”, respectively, and substitute “**(I)**”, “**(II)**”, “**(III)**”, “**(IV)**”, “**(V)**”, “**(VI)**”, “**(VII)**”, and “**(VIII)**”, respectively; and after line 17, insert:

“(2) SUBJECT TO § 3-413.1 OF THIS SUBTITLE, THE STATE MINIMUM WAGE RATE FOR A SMALL EMPLOYER IS:

(I) FOR THE 18-MONTH PERIOD BEGINNING JULY 1, 2018, \$10.10 PER HOUR;

(II) FOR THE 12-MONTH PERIOD BEGINNING JANUARY 1, 2020, \$11.00 PER HOUR;

(III) FOR THE 12-MONTH PERIOD BEGINNING JANUARY 1, 2021, \$11.50 PER HOUR;

(IV) FOR THE 12-MONTH PERIOD BEGINNING JANUARY 1, 2022, \$12.00 PER HOUR;

(V) FOR THE 12-MONTH PERIOD BEGINNING JANUARY 1, 2023, \$12.50 PER HOUR;

(VI) FOR THE 12-MONTH PERIOD BEGINNING JANUARY 1, 2024, \$13.00 PER HOUR;

(VII) FOR THE 12-MONTH PERIOD BEGINNING JANUARY 1, 2025, \$13.50 PER HOUR;

(VIII) FOR THE 12-MONTH PERIOD BEGINNING JANUARY 1, 2026, \$14.00 PER HOUR;

(IX) FOR THE 12-MONTH PERIOD BEGINNING JANUARY 1, 2027, \$14.50 PER HOUR; AND

(X) BEGINNING JANUARY 1, 2028, \$15.00 PER HOUR.”.

On page 20, after line 3, insert:

“3-419.

(D) (1) THE COMMISSIONER SHALL ADOPT REGULATIONS, IN CONSULTATION WITH PAYROLL SERVICE PROVIDERS AND RESTAURANT INDUSTRY TRADE GROUP REPRESENTATIVES, TO REQUIRE RESTAURANT EMPLOYERS THAT INCLUDE A TIP CREDIT AS PART OF THE WAGE OF AN EMPLOYEE TO PROVIDE TIPPED EMPLOYEES WITH A WRITTEN OR ELECTRONIC WAGE STATEMENT FOR EACH PAY PERIOD THAT SHOWS THE EFFECTIVE HOURLY TIP RATE AS DERIVED FROM EMPLOYER-PAID CASH WAGES PLUS ALL REPORTED TIPS FOR TIP CREDIT HOURS WORKED EACH WORKWEEK OF THE PAY PERIOD.

(2) THE COMMISSIONER SHALL PROVIDE NOTIFICATION OF THE TIP CREDIT WAGE STATEMENT REGULATIONS ON THE DEPARTMENT’S WEBSITE.”.