

SENATE BILL 1095

By Kyle

AN ACT to amend Tennessee Code Annotated, Title 50,
Chapter 2, relative to wages.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 50, Chapter 2, Part 1, is amended by adding the following language as a new section:

(a) For purposes of this section, "tipped employee" means any employee engaged in an occupation in which the employee customarily and regularly receives more than thirty dollars (\$30.00) per month in tips.

(b) An employer shall pay to each tipped employee wages at a rate not less than two dollars fifty cents (\$2.50) per hour.

(c) An employer may take a tip credit toward its minimum wage obligations for tipped employees up to the amount permitted for such a credit under the federal Fair Labor Standards Act of 1938 (29 U.S.C. § 201 et seq.), as amended.

(d) An employer shall pay a tipped employee not less than one and one half (1½) times the regular wage rate owed to the employee under subsection (b) for any work performed by the employee in excess of forty (40) hours during a work week.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it, and shall apply to wages earned on or after that date.