

Senate Amendment 5624

Amendment Text

PAG LIN

1 1 Amend [Senate File 2414](#) as follows:
1 2 #1. Page 1, line 4, by striking the word "is" and
1 3 inserting the following: "and low wages are".
1 4 #2. Page 1, line 6, by striking the words "is a
1 5 barrier" and inserting the following: "are barriers".
1 6 #3. Page 1, by inserting after line 15 the
1 7 following:
1 8 "The general assembly also finds that raising the
1 9 minimum wage can serve as a valuable tool in the
1 10 efforts to increase the size of the workforce in the
1 11 state."
1 12 #4. Page 3, by inserting after line 10 the
1 13 following:
1 14 "Sec. _____. Section [91D.1](#), subsection 1, Code 1997,
1 15 is amended to read as follows:
1 16

~~1. a. The hourly wage stated in the federal~~
~~minimum wage law, pursuant to 29 U.S.C. } 206, shall~~
~~be increased to \$3.85 on January 1 of 1990, \$4.25 on~~
~~January 1 of 1991, and \$4.65 on January 1 of 1992.~~

~~b.~~
~~1. a. Every employer, as defined in the~~
1 21 federal Fair Labor Standards Act, shall pay to each of
1 22 the employer's employees, as defined in the federal
1 23 Fair Labor Standards Act, wages
~~of not less than the~~
~~current federal minimum wage,~~
~~at a rate not less than~~
1 25 fifty cents per hour greater than the prevailing
1 26 federal Fair Labor Standards Act minimum wage pursuant
1 27 to 29 U.S.C. } 206
~~, or the wage rate stated in~~
~~paragraph "a", whichever is greater~~

~~—c.~~

— b. For purposes of determining whether an
1 30 employee of a restaurant, hotel, motel, inn, or cabin,
1 31 who customarily and regularly receives more than
1 32 thirty dollars a month in tips is receiving the
1 33 minimum hourly wage rate prescribed by this section,
1 34 the amount paid the employee by the employer shall be
1 35 deemed to be increased on account of the tips by an
1 36 amount determined by the employer, not to exceed forty
1 37 percent of the applicable minimum wage rate under
1 38 paragraph "a". An employee may file a written appeal
1 39 with the labor commissioner if the amount of tips
1 40 received by the employee is less than the amount
1 41 determined by the employer under this subsection.
1 42

~~—d. An employer is not required to pay an employee~~

—
1 43

~~the applicable minimum wage provided in paragraph "a"~~

—
1 44

~~until the employee has completed ninety calendar days~~

—
1 45

~~of employment with the employer. An employee who has~~

—
1 46

~~completed ninety calendar days of employment with the~~

—
1 47

~~employer prior to January 1 of 1990, 1991, or 1992,~~

—
1 48

~~shall earn the applicable hourly minimum wage. An~~

—
1 49

~~employer shall pay an employee who has not completed~~

—
1 50

~~ninety calendar days of employment with the employer~~

—
2 1

~~an hourly wage of at least \$3.35 as of January 1 of~~

—
2 2

~~1990, \$3.85 as of January 1 of 1991, and \$4.25 as of~~

—
2 3

~~January 1 of 1992.~~

—"

2 4 #5. By renumbering as necessary.

2 5

2 6

2 7

2 8 DICK L. DEARDEN

2 9 MATT [McCOY](#)
2 10 MIKE [CONNOLLY](#)
2 11 BILL [FINK](#)
2 12 WILLIAM D. [PALMER](#)
2 13 PATRICK J. [DELUHERY](#)
2 14 MARY [NEUHAUSER](#)
2 15 PATTY [JUDGE](#)
2 16 MICHAEL E. [GRONSTAL](#)
2 17 DON [GETTINGS](#)
2 18 EUGENE S. [FRAISE](#)
2 19 TOM [VILSACK](#)
2 20 WALLY E. [HORN](#)
2 21 JOHNIE [HAMMOND](#)
2 22 PATRICIA [HARPER](#)
2 23 ROBERT E. [DVORSKY](#)
2 24 JOHN P. [KIBBIE](#)
2 25 [SF 2414.2](#)01 77
2 26 tm/jl/28