

HB0295/463091/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 295

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Zucker” and substitute “Zucker, and Haynes”; strike beginning with “increasing,” in line 4 down through “rate;” in line 9 and substitute “authorizing certain amusement and recreational establishments to pay certain employees a certain wage under certain circumstances;”; in line 10, strike “altering” and substitute “repealing”; strike beginning with “altering” in line 11 down through “by” in line 12 and substitute “prohibiting the tip credit amount”; in lines 12 and 13, strike “as a tip credit amount” and substitute “may include”; in line 13, after “wage” insert “from exceeding a certain minimum wage less a certain dollar amount, rather than a certain percentage of the minimum wage”; strike beginning with “altering” in line 13 down through “employees;” in line 16; and in line 22, after “term;” insert “providing for the application of a certain provision of this Act; providing for a delayed effective date;”.

On page 2, in line 3, strike “3-420,”.

AMENDMENT NO. 2

On page 2, in line 15, strike “(a)”; in line 28, in each instance, strike the bracket; in the same line, strike “(8)” and substitute “**(7)**”; in the same line, strike “motion picture or”; and in line 29, strike “**(7)**” and substitute “**(8)**”.

On page 3, in lines 1 and 4, strike “**(8)**” and “**(9)**”, respectively, and substitute “**(9)**” and “**(10)**”, respectively; in line 3, strike “OR”; in lines 7 and 11, in each instance, strike the bracket; in line 7, strike “or”; in line 8, strike “(12)” and substitute “**(11)**”; in line 11, strike the period and substitute a semicolon; strike line 12 in its entirety; and in lines 13, 15, and 16, strike “(1)”, “(2)”, and “(3)”, respectively, and substitute “**(12)**”, “**(13)**”, and “**(14)**”, respectively.

(Over)

AMENDMENT NO. 3

On page 4, strike in their entirety lines 2 through 9, inclusive; after line 9, insert:

“(a) In this section, “employer” includes a governmental unit.”;

in line 25, strike “(1)”; in lines 26 and 28, strike “(I)” and “(II)”, respectively, and substitute “(1)” and “(2)”, respectively; and in line 29, after “**HOUR;**” insert “AND”.

On page 5, in line 1, strike “(III)” and substitute “(3)”; in the same line, strike “**FOR THE 12-MONTH PERIOD**”; and strike beginning with “; AND” in line 2 down through “**PERIOD**” in line 28.

AMENDMENT NO. 4

On page 4, in line 10, after “in” insert “SUBSECTION (D) OF THIS SECTION AND”.

On page 5, after line 28, insert:

“(D) (1) THIS SUBSECTION APPLIES ONLY TO AN EMPLOYER THAT IS AN AMUSEMENT OR A RECREATIONAL ESTABLISHMENT, INCLUDING A SWIMMING POOL, IF THE EMPLOYER:

(I) OPERATES FOR NO MORE THAN 7 MONTHS IN A CALENDAR YEAR; OR

(II) FOR ANY 6 MONTHS DURING THE PRECEDING CALENDAR YEAR, HAS AVERAGE RECEIPTS IN EXCESS OF ONE-THIRD OF THE AVERAGE RECEIPTS FOR THE OTHER 6 MONTHS.

(2) AN EMPLOYER MAY PAY AN EMPLOYEE A WAGE THAT EQUALS A RATE OF:

(I) IF THE EMPLOYEE IS NOT SUBJECT TO THE FEDERAL ACT, \$7.25 PER HOUR; OR

(II) IF THE EMPLOYEE IS SUBJECT TO THE FEDERAL ACT, THE MINIMUM WAGE FOR THAT EMPLOYEE UNDER THE FEDERAL ACT.”

AMENDMENT NO. 5

On page 6, strike line 12 in its entirety; and in lines 13 and 15, strike “**(3)**” and “**(4)**”, respectively, and substitute “**(2)**” and “**(3)**”, respectively.

On pages 7 and 8, strike in their entirety the lines beginning with line 10 on page 7 through line 1 on page 8, inclusive.

AMENDMENT NO. 6

On page 7, in line 8, strike “**30%**”; in the same line, strike the second “of”; and in line 9, after “employee” insert “**LESS \$3.63**”.

AMENDMENT NO. 7

On page 4, in line 26, strike “**JULY 1, 2014**” and substitute “**JANUARY 1, 2015**”; and in line 28, strike “**JULY 1, 2015**” and substitute “**JANUARY 1, 2016**”.

On page 5, in line 1, strike “**JULY 1, 2016**” and substitute “**JANUARY 1, 2017**”.

On page 9, in line 10, strike “June 1, 2014” and substitute “**January 1, 2015**”.