HB 1246 - AS INTRODUCED

2018 SESSION

18-2240
04/06

HOUSE BILL ***1246***

AN ACT relative to the minimum hourly rate for tipped employees.

SPONSORS: Rep. Cilley, Straf. 4; Rep. Murray, Rock. 24; Rep. Read, Rock. 17; Sen. Hennessey, Dist 5; Sen. Watters, Dist 4; Sen. Feltes, Dist 15; Sen. Fuller Clark, Dist 21

COMMITTEE: Labor, Industrial and Rehabilitative Services

ANALYSIS

This bill increases the minimum hourly rate for tipped employees.

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Explanation: Matter added to current law appears in ***bold italics.***
Matter removed from current law appears [~~in brackets and struckthrough.~~]
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

18-2240
04/06

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Eighteen

AN ACT relative to the minimum hourly rate for tipped employees.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 Minimum Wage Law; Minimum Hourly Rate. Amend the introductory paragraph in RSA 279:21 to read as follows:

279:21 Minimum Hourly Rate. Unless otherwise provided by statute, no person, firm, or corporation shall employ any employee at an hourly rate lower than that set forth in the federal minimum wage law, as amended. Tipped employees of a restaurant, hotel, motel, inn or cabin, or ballroom who customarily and regularly receive more than $30 a month in tips directly from the customers will receive a base rate from the employer of not less than [~~45 percent of the applicable minimum wage~~] ***$3.27***. ***The base rate shall increase by $1 per hour commencing January 1, 2019***, ***and shall equal the state or federal minimum wage, whichever is higher, commencing January 1, 2020.*** If an employee shows to the satisfaction of the commissioner that the actual amount of wages received at the end of each pay period did not equal the minimum wage for all hours worked, the employer shall pay the employee the difference to guarantee the applicable minimum wage. ***Tips received by employees shall be in addition to, and not a component of, the minimum hourly wage.*** The limitations imposed hereby shall be subject to the following exceptions:

2 Effective Date. This act shall take effect upon its passage.