

Amendment to HB 731-FN

1 Amend the title of the bill by replacing it with the following:

2
3 AN ACT relative to the state minimum hourly rate.
4

5 Amend the bill by replacing all after the enacting clause with the following:
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7 1 Minimum Hourly Rate. Amend the introductory paragraph of RSA 279:21 to read as follows:

8 279:21 Minimum Hourly Rate. Unless otherwise provided by statute, no person, firm, or
9 corporation shall employ any employee at an hourly rate lower than that set forth in the federal
10 minimum wage law, as amended ***or the following, whichever is higher:***

11 ***From January 1, 2021 to December 31, 2022, \$10 per hour.***

12 ***From January 1, 2023 and thereafter, \$12 per hour.***

13 Tipped employees of a restaurant, hotel, motel, inn or cabin, or ballroom who customarily and
14 regularly receive more than \$30 a month in tips directly from the customers will receive a base rate
15 from the employer of not less than ~~[45 percent of the applicable minimum wage]~~ ***\$4 per hour***. If an
16 employee shows to the satisfaction of the commissioner that the actual amount of wages received at
17 the end of each pay period did not equal ~~[the minimum wage]~~ ***\$12 per hour*** for all hours worked, the
18 employer shall pay the employee the difference to guarantee the ~~[applicable minimum wage]~~ ***\$12***
19 ***hourly rate.***

20 ***Tipped employees who are licensed as secondary game operators pursuant to RSA 287-D***
21 ***and who customarily and regularly receive more than \$30 a month in tips directly from the***
22 ***customers, will receive a base rate from the employer of not less than \$7.25 per hour. If***
23 ***such an employee shows to the satisfaction of the commissioner that the actual amount of***
24 ***wages received at the end of each pay period did not equal \$12 per hour for all hours***
25 ***worked, the employer shall pay the employee the difference to guarantee the \$12 hourly***
26 ***rate.***

27 The limitations imposed hereby shall be subject to the following exceptions:

28 2 Effective Date. This act shall take effect upon its passage.

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AMENDED ANALYSIS

This bill sets the minimum hourly rate paid to employees. The bill also amends the minimum hourly rate for tipped employees.