

HOUSE BILL NO. HB0166

Minimum wage.

Sponsored by: Representative(s) Throne, Bagby, Martin and
Millin

A BILL

for

1 AN ACT relating to labor and employment; increasing minimum
2 wages; and providing for an effective date.

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4 *Be It Enacted by the Legislature of the State of Wyoming:*

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6 **Section 1.** W.S. 27-4-202 is amended to read:

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8 **27-4-202. Minimum wage rates.**

9

10 (a) Every employer shall pay to each of his or her
11 employees wages at a rate of not less than ~~five dollars~~
12 ~~and fifteen cents (\$5.15) per hour.~~

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14 (i) Six dollars and fifty-five cents (\$6.55) per
15 hour beginning July 1, 2008;

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1 (ii) Seven dollars and twenty-five cents (\$7.25)
2 per hour beginning July 1, 2009.

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4 (b) Effective ~~April 1, 2001~~ July 1, 2008 and
5 thereafter, all employers who employ tipped employees shall
6 not pay less than ~~two dollars and thirteen cents (\$2.13)~~
7 three dollars and fifty cents (\$3.50) per hour to his
8 tipped employees. Provided further, if the wage paid by
9 the employer combined with the tips received by the
10 employee during a given pay period does not equal at least
11 the applicable minimum wage as prescribed in subsection (a)
12 of this section, the employer shall pay the difference to
13 the tipped employee. For the purposes of this act, all
14 "tip" employees shall furnish monthly to their respective
15 employers the daily record of tips required to be kept by
16 "tip" employees under the laws of the United States and
17 upon the forms prescribed by the internal revenue service
18 of the United States treasury department. The daily record
19 of tips shall constitute prima facie proof of the amount of
20 tips received by the employee. Proof of a customary tipping
21 percentage of sales or service shall also be an admissible
22 form of proof of the amount of tips. A "tip" employee is
23 one who customarily and regularly receives more than thirty
24 dollars (\$30.00) a month in tips.

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2 (c) In lieu of the rate prescribed in subsection (a)
3 of this section, any employer may pay any employee who has
4 not attained the age of twenty (20) years a wage which is
5 not less than ~~four dollars and twenty five cents (\$4.25)~~
6 five dollars and twenty-five cents (\$5.25) per hour during
7 the first ninety (90) consecutive days after the employee
8 is initially employed by the employer. No employer may take
9 any action to displace employees, including partial
10 displacements such as reduction in hours, wages or
11 employment benefits for purposes of hiring individuals at
12 the wage authorized in this subsection.

13

14 **Section 2.** This act is effective July 1, 2008.

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(END)