

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 865 Session of 2017

INTRODUCED BY WAGNER, MCGARRIGLE AND SCAVELLO, AUGUST 29, 2017

REFERRED TO LABOR AND INDUSTRY, AUGUST 29, 2017

AN ACT

1 Amending the act of January 17, 1968 (P.L.11, No.5), entitled
2 "An act establishing a fixed minimum wage and overtime rates
3 for employes, with certain exceptions; providing for minimum
4 rates for learners and apprentices; creating a Minimum Wage
5 Advisory Board and defining its powers and duties; conferring
6 powers and imposing duties upon the Department of Labor and
7 Industry; imposing duties on employers; and providing
8 penalties," further providing for minimum wages, for
9 exemptions and for preemption.

10 The General Assembly of the Commonwealth of Pennsylvania
11 hereby enacts as follows:

12 Section 1. Section 4(a) of the act of January 17, 1968
13 (P.L.11, No.5), known as The Minimum Wage Act of 1968, is
14 amended by adding paragraphs to read:

15 Section 4. Minimum Wages.--Except as may otherwise be
16 provided under this act:

17 (a) Every employer shall pay to each of his or her employes
18 wages for all hours worked at a rate of not less than:

19 * * *

20 (9) Seven dollars seventy-five cents (\$7.75) an hour
21 beginning July 1, 2018.

22 (10) Eight dollars twenty-five cents (\$8.25) an hour

1 beginning July 1, 2019.

2 (11) Eight dollars seventy-five cents (\$8.75) an hour
3 beginning July 1, 2020.

4 * * *

5 Section 2. Section 5 of the act is amended by adding a
6 subsection to read:

7 Section 5. Exemptions.--* * *

8 (d) Employees who are eighteen years of age and under are
9 exempt from the minimum wage provisions of this act.

10 Section 3. Section 14.1 of the act is amended to read:

11 Section 14.1. Preemption.--(a) Except as set forth in
12 subsection (b), this act shall preempt and supersede any local
13 ordinance or rule concerning the subject matter of this act[.],
14 including any local ordinance or rule that would raise the
15 minimum wage higher than the minimum wage set forth in this act.

16 (b) This section does not prohibit local regulation pursuant
17 to an ordinance which was adopted by a municipality prior to
18 January 1, 2006, and which remained in effect on January 1,
19 2006.

20 Section 4. This act shall take effect in 60 days.