

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 257 Session of
2005

INTRODUCED BY COHEN, BELFANTI, J. TAYLOR, DeWEESE, VEON, THOMAS, STETLER, BELARDI, BISHOP, BLAUM, KENNEY, FREEMAN, McGEEHAN, WALKO, WATERS, LaGROTTA, MELIO, OLIVER, SANTONI, MANDERINO, WASHINGTON, McCALL, W. KELLER, PISTELLA, TIGUE, JAMES, SURRA, HARHAI, LEVDANSKY, ROEBUCK, TANGRETTI, GERGELY, BEBKO-JONES, WOJNAROSKI, DALEY, STURLA, ROONEY, CAWLEY, WHEATLEY, MUNDY, CURRY, CALTAGIRONE, SCAVELLO, LEACH, RUFFING, FRANKEL, GEORGE, EACHUS, WILLIAMS, RAMALEY, STABACK, CRUZ, YOUNGBLOOD, SAMUELSON, KIRKLAND, YUDICHAK, GRUCELA, COSTA, BUTKOVITZ, BLACKWELL, MYERS, DeLUCA, D. EVANS, BUXTON, LESCOVITZ, PRESTON, DONATUCCI, CASORIO, JOSEPHS, PALLONE, SHANER, SOLOBAY, GOODMAN, RIEGER, CORRIGAN, DERMODY, PETRONE, YEWCIC, LEDERER AND PETRARCA, FEBRUARY 8, 2005

REFERRED TO COMMITTEE ON LABOR RELATIONS, FEBRUARY 8, 2005

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 wage.

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

11 Section 1. Section 4(a) and (a.1) of the act of January 17,
12 1968 (P.L.11, No.5), known as The Minimum Wage Act of 1968,
13 amended or added December 15, 1988 (P.L.1232, No.150), are
14 amended to read:

15 Section 4. Minimum Wages.--Except as may otherwise be

1 provided under this act:

2 (a) Every employer shall pay to each of his employees wages
3 for all hours worked at a rate of not less than:

4 (1) Two dollars sixty-five cents (\$2.65) an hour upon the
5 effective date of this amendment.

6 (2) Two dollars ninety cents (\$2.90) an hour during the year
7 beginning January 1, 1979.

8 (3) Three dollars ten cents (\$3.10) an hour during the year
9 beginning January 1, 1980.

10 (4) Three dollars thirty-five cents (\$3.35) an hour after
11 December 31, 1980.

12 (5) Three dollars seventy cents (\$3.70) an hour beginning
13 February 1, 1989[, and thereafter].

14 (6) Six dollars (\$6.00) an hour beginning on the effective
15 date of this paragraph.

16 (7) Six dollars and seventy-five cents (\$6.75) an hour
17 during the year beginning January 1, 2006.

18 (8) Seven dollars and fifteen cents (\$7.15) an hour during
19 the year beginning January 1, 2007.

20 (9) Beginning January 1, 2008, and each succeeding January 1
21 thereafter, the minimum wage shall be increased by an annual
22 cost-of-living adjustment calculated by applying the percentage
23 change in the Consumer Price Index for All Urban Consumers (CPI-
24 U) for the Pennsylvania, New Jersey, Delaware and Maryland area,
25 for the most recent twelve month-period for which figures have
26 been officially reported by the United States Department of
27 Labor, Bureau of Labor Statistics sixty days prior to the date
28 the adjustment is due to take effect, to the then current salary
29 amounts. The percentage increase and the minimum wage amounts
30 shall be determined by the secretary as herein prescribed and

1 public notice given in the Pennsylvania Bulletin within ten days
2 of the date such determination is made.

3 (a.1) If the minimum wage set forth in the Fair Labor
4 Standards Act of 1938 (52 Stat. 1060, 29 U.S.C. § 201 et seq.)
5 is increased above [three dollars thirty-five cents (\$3.35) an
6 hour] the minimum wage required under this section, the minimum
7 wage required under this section shall be increased by the same
8 amounts and effective the same date as the increases under the
9 Fair Labor Standards Act, and the provisions of subsection (a)
10 are suspended to the extent they differ from those set forth
11 under the Fair Labor Standards Act.

12 * * *

13 Section 2. This act shall take effect in 60 days.