

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1353 Session of 2011

INTRODUCED BY HARHART, WHITE, GOODMAN, GROVE, BARBIN, BOBACK,  
D. COSTA, CREIGHTON, DeLUCA, DONATUCCI, FLECK, GERBER,  
GIBBONS, GINGRICH, KAVULICH, KILLION, KOTIK, KULA, MAJOR,  
MILLARD, MOUL, MURT, O'NEILL, RAPP, SANTONI, STEVENSON,  
SWANGER, TOEPEL, VULAKOVICH AND WAGNER, APRIL 20, 2011

REFERRED TO COMMITTEE ON LABOR AND INDUSTRY, APRIL 20, 2011

AN ACT

1 Amending the act of July 14, 1961 (P.L.637, No.329), entitled  
2 "An act relating to the payment of wages or compensation for  
3 labor or services; providing for regular pay days; conferring  
4 powers and duties upon the Department of Labor and Industry,  
5 including powers and duties with respect to the civil  
6 collection of wages; providing civil and criminal penalties  
7 for violations of the act; providing for their collection and  
8 disposition and providing for additional civil damages,"  
9 further providing for definitions and for regular payday.

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

12 Section 1. Section 2.1 of the act of July 14, 1961 (P.L.637,  
13 No.329), known as the Wage Payment and Collection Law, is  
14 amended by adding a definition to read:

15 Section 2.1. Definitions.--The following words and phrases  
16 when used in this act shall have, unless the context clearly  
17 indicates otherwise, the meanings given to them in this section:

18 \* \* \*

19 "Gratuity." A voluntary, monetary contribution received by an  
20 employee from a guest, patron or customer for services rendered.

1       \* \* \*

2       Section 2. Section 3 of the act is amended by adding a  
3 subsection to read:

4       Section 3. Regular Payday.--\* \* \*

5       (c) Credit card transaction. A gratuity remunerated to an  
6 employe through a credit card transaction shall not be reduced  
7 by an employer.

8       Section 3. This act shall take effect in 60 days.