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## A BILL FOR AN ACT

RELATING TO MINIMUM HOURLY WAGE.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. Section 387-1, Hawaii Revised Statutes, is  
2 amended by amending the definition of "wage" to read as follows:

3           "Wage" means (except as the department may provide under  
4 section 387-11) legal tender of the United States or checks on  
5 banks convertible into cash on demand at full face value thereof  
6 and in addition thereto the reasonable cost as determined by the  
7 department, to the employer of furnishing an employee with  
8 board, lodging, or other facilities if such board, lodging, or  
9 other facilities are customarily furnished by such employer to  
10 the employer's employees. Except for the purposes of [~~the last~~  
11 ~~sentence of section 387-2,~~] section 387-2(b), "wage" shall not  
12 include tips or gratuities of any kind."

13           SECTION 2. Section 387-2, Hawaii Revised Statutes, is  
14 amended to read as follows:

15           "**§387-2 Minimum wages.** (a) Except as provided in section  
16 387-9 and this section, every employer shall pay to each  
17 employee employed by the employer, wages at the rate of not less  
18 than:



- 1           (1) \$6.25 per hour beginning January 1, 2003;
- 2           (2) \$6.75 per hour beginning January 1, 2006; [~~and~~]
- 3           (3) \$7.25 per hour beginning January 1, 2007[-];
- 4           (4) \$8.50 per hour beginning July 1, 2010 and ending on
- 5                 December 31, 2011; and
- 6           (5) Beginning January 1, 2012, a wage adjusted in
- 7                 accordance with subsection (c).

8           (b) The hourly wage of a tipped employee may be deemed to  
9 be increased on account of tips if the employee is paid not less  
10 than 25 cents below the applicable minimum wage by the  
11 employee's employer and the combined amount the employee  
12 receives from the employee's employer and in tips is at least 50  
13 cents more than the applicable minimum wage.

14           (c) On September 30, 2011, and on each following September  
15 30th, the department of labor and industrial relations shall  
16 calculate an adjusted minimum wage rate to maintain employee  
17 purchasing power by increasing the current year's minimum wage  
18 rate by the rate of inflation. The adjusted minimum wage rate  
19 shall be calculated to the nearest cent using the consumer price  
20 index for urban wage earners and clerical workers, CPI-W, or a  
21 successor index, for the twelve months prior to each September  
22 1st as calculated by the United States Department of Labor.



1 Each adjusted minimum wage rate calculated under this subsection  
2 shall take effect on the following January 1."

3 SECTION 3. Statutory material to be repealed is bracketed  
4 and stricken. New statutory material is underscored.

5 SECTION 4. This Act shall take effect on July 1, 2010.

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INTRODUCED BY:

Paul Moore

JAN 19 2010



**Report Title:**

Minimum Wage; Consumer Price Index

**Description:**

Increases the minimum hourly wage to \$8.50 per hour beginning July 1, 2010 and ending January 1, 2012. Adjusts the minimum hourly wage thereafter in accordance with consumer price index.

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