

## ACT 36

H. B. NO. 54

A Bill for an Act Relating to Raising Minimum Wages.

*Be It Enacted by the Legislature of the State of Hawaii:*

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

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

SECTION 2. Section 387-1, Hawaii Revised Statutes is further amended by adding thereto the following definition:

" 'Tipped employee' means any employee engaged in an occupation in which he customarily and regularly receives more than \$20.00 a month in tips."

SECTION 3. Section 387-2, Hawaii Revised Statutes is amended to read:

"**Minimum Wages.** From and after July 1, 1969 and until December 31, 1969, every employer, except as the director of labor and industrial relations may provide pursuant to Section 387-9, shall pay to each employee employed by him wages at the rate of not less than \$1.40 per hour. From and after January 1, 1970, every employer, except as the director of labor and industrial relations may provide pursuant to Section 387-9 and as provided in this paragraph, shall pay to each employee employed by him wages at the rate of not less than \$1.60 per hour. The wage of a tipped employee may be deemed to be increased on account of tips if such employee is paid at least \$1.40 per hour by his employer and the combined amount he receives from his employer and in tips is at least fifty cents more than the applicable minimum wage."

SECTION 4. This Act shall take effect on July 1, 1969.

(Approved May 23, 1969.)