After consideration on the merits, the Committee recommends the following:

HB19-1210 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 4, line 18, strike "and (6)" and substitute "(6), (7), (8), and (9)."

Page 5, lines 6 and 7, strike "PERFORMING WORK WHILE PHYSICALLY WITHIN" and substitute "PERFORMING, OR EXPECTED TO PERFORM, FOUR OR MORE HOURS OF WORK FOR AN EMPLOYER IN ANY GIVEN WEEK WITHIN THE GEOGRAPHIC BOUNDARIES OF".

Page 5, line 12, strike "LAW." and substitute "LAW; EXCEPT THAT A LOCAL GOVERNMENT THAT ENACTS A MINIMUM WAGE IN ACCORDANCE WITH THIS SUBSECTION (3) SHALL PROVIDE A TIP OFFSET FOR EMPLOYEES OF ANY BUSINESS OR ENTERPRISE THAT PREPARES AND OFFERS FOR SALE FOOD OR BEVERAGES FOR CONSUMPTION EITHER ON OR OFF THE PREMISES LESS THAN OR EQUAL TO THE TIP OFFSET PROVIDED IN SECTION 15 OF ARTICLE XVIII OF THE STATE CONSTITUTION. THE TIP OFFSET APPLIES ONLY TO EMPLOYEES WHO REGULARLY RECEIVE TIPS AND ONLY WHEN A TIP OFFSET IS PERMITTED BY STATE LAW. A LOCAL GOVERNMENT SHALL NOT INCLUDE IN ITS MINIMUM WAGE LAWS TIME SPENT IN THE LOCAL GOVERNMENT'S JURISDICTION BY AN EMPLOYEE SOLELY FOR THE PURPOSE OF TRAVELING THROUGH THE LOCAL GOVERNMENT'S JURISDICTION FROM A POINT OF ORIGIN OUTSIDE OF THE LOCAL GOVERNMENT'S BOUNDARIES TO A DESTINATION OUTSIDE OF THE LOCAL GOVERNMENT'S BOUNDARIES, WITH NO EMPLOYMENT-RELATED OR COMMERCIAL STOPS IN THE LOCAL GOVERNMENT'S JURISDICTION, EXCEPT FOR REFUELING OR THE EMPLOYEE'S
Page 6, after line 26 insert:

"(d) BEFORE ENACTING A MINIMUM WAGE LAW, A LOCAL
GOVERNMENT SHALL CONSULT WITH SURROUNDING LOCAL GOVERNMENTS
AND ENGAGE STAKEHOLDERS, INCLUDING CHAMBERS OF COMMERCE,
SMALL AND LARGE BUSINESSES, BUSINESSES THAT EMPLOY TIPPED
WORKERS, WORKERS, LABOR UNIONS, AND COMMUNITY GROUPS.".

Page 7, after line 23 insert:

"(7) IF A LOCAL GOVERNMENT ENACTS A LOCAL MINIMUM WAGE
LAW REQUIRING A MINIMUM WAGE THAT EXCEEDS THE STATEWIDE
MINIMUM WAGE, THE LOCAL GOVERNMENT MAY ONLY INCREASE THE
LOCAL MINIMUM WAGE EACH YEAR BY UP TO ONE DOLLAR AND
SEVENTY-FIVE CENTS OR FIFTEEN PERCENT, WHICHEVER IS HIGHER, UNTIL
THE LOCAL MINIMUM WAGE REACHES THE AMOUNT ENACTED BY THE
LOCAL GOVERNMENT.

(8) (a) BY JULY 1, 2021, THE EXECUTIVE DIRECTOR OF THE
DEPARTMENT OF LABOR AND EMPLOYMENT SHALL ISSUE A WRITTEN
REPORT REGARDING LOCAL MINIMUM WAGE LAWS IN THE STATE. THE
REPORT MUST INCLUDE THE LOCATION, NATURE, AND SCOPE OF ENACTED
LOCAL MINIMUM WAGE LAWS. TO THE EXTENT FEASIBLE, THE EXECUTIVE
DIRECTOR SHALL ALSO INCLUDE IN THE REPORT ECONOMIC DATA,
INCLUDING JOBS, EARNINGS, AND SALES TAX REVENUE, IN THE
JURISDICTION OF ANY LOCAL GOVERNMENT THAT HAS ENACTED A LOCAL
MINIMUM WAGE LAW PURSUANT TO THIS SECTION, AS WELL AS DATA FOR
NEIGHBORING JURISDICTIONS, RELEVANT REGIONS, AND THE STATE. THE
REPORT MAY INCLUDE RECOMMENDATIONS FOR POSSIBLE IMPROVEMENTS
TO THIS SECTION.

(b) THE EXECUTIVE DIRECTOR SHALL UPDATE THE REPORT BY JULY
1 EACH YEAR THEREAFTER IF AN ADDITIONAL LOCAL GOVERNMENT
ENACTS A MINIMUM WAGE LAW AFTER JULY 1 OF THE YEAR PRIOR.

(c) (I) THE EXECUTIVE DIRECTOR SHALL SUBMIT THE REPORT
REQUIRED IN THIS SUBSECTION (8) TO THE SENATE LOCAL GOVERNMENT
COMMITTEE AND THE HOUSE OF REPRESENTATIVES TRANSPORTATION AND
LOCAL GOVERNMENT COMMITTEE, OR THEIR SUCCESSOR COMMITTEES.

(II) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), THE REPORT
REQUIRED IN THIS SUBSECTION (8) CONTINUES INDEFINITELY.

(9) (a) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LABOR
AND EMPLOYMENT SHALL NOTIFY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING IF A LOCAL GOVERNMENT ENACTS A MINIMUM WAGE THAT EXCEEDS THE STATEWIDE MINIMUM WAGE.

(b) If the Executive Director of the Department of Health Care Policy and Financing receives notice pursuant to subsection (9)(a) of this section, the Executive Director shall, as soon as practicable, submit a report to the Joint Budget Committee with recommendations about whether provider rates need to be increased to accommodate the local government’s minimum wage increase and if establishing a fund to pass through those increases to facilities in the jurisdiction of the local government that has raised the minimum wage is necessary.

(c) Notwithstanding section 24-1-136 (11)(a)(I), the report required in this subsection (9) continues indefinitely.

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*HB1210_S_BLT.001*