



General Assembly

Amendment

February Session, 2022

LCO No. 6521



Offered by:

REP. RITTER M., 1st Dist.
REP. CANDELORA V., 86th Dist.
REP. PORTER, 94th Dist.
REP. RUTIGLIANO, 123rd Dist.

To: House Bill No. 5469

File No. 500

Cal. No. 355

"AN ACT CONCERNING A STUDY OF THE CIVIL PROCEDURE LAWS OF THIS STATE."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Subsection (d) of section 31-60 of the general statutes is
4 repealed and the following is substituted in lieu thereof (*Effective from*
5 *passage*):

6 (d) (1) Effective July 1, 2019, the Labor Commissioner shall recognize,
7 as part of the minimum fair wage, gratuities in an amount equal to the
8 difference between the minimum fair wage and the employer's share
9 per hour for persons, other than bartenders, who are employed in the
10 hotel and restaurant industry, including a hotel restaurant, who

11 customarily and regularly receive gratuities. The Labor Commissioner
 12 shall also recognize, as part of the subminimum wage established in
 13 subdivision (5) of subsection (i) of section 31-58, gratuities in an amount
 14 equal to the difference between such subminimum wage and the
 15 employer's share per hour for persons, other than bartenders, who are
 16 employed in the hotel and restaurant industry, including a hotel
 17 restaurant, who customarily and regularly receive gratuities.

18 (2) Effective July 1, 2019, the Labor Commissioner shall recognize, as
 19 part of the minimum fair wage, gratuities in an amount equal to the
 20 difference between the minimum fair wage and the employer's share
 21 per hour for persons employed as bartenders who customarily and
 22 regularly receive gratuities.

23 (3) As used in this subsection "employer's share" means (A) six dollars
 24 and thirty-eight cents per hour for persons, other than bartenders, who
 25 are employed in the hotel and restaurant industry, including a hotel
 26 restaurant, who customarily and regularly receive gratuities, and (B)
 27 eight dollars and twenty-three cents per hour for persons employed as
 28 bartenders who customarily and regularly receive gratuities.

29 (4) Notwithstanding any other law or regulation, any claim brought
 30 under this subsection, section 31-68 as it relates to gratuities as part of
 31 the minimum wage or section 31-62-E3 of the regulations of Connecticut
 32 state agencies filed after September 24, 2022, shall be adjudicated, solely,
 33 under section 31-60-2 of the regulations of Connecticut state agencies
 34 effective on September 24, 2020, and any amendments thereto."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	31-60(d)