

State of South Dakota

SEVENTY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 1997

734A0639

HOUSE BILL NO. 1123

Introduced by: Representatives Koetzle, Fischer-Clemens, Haley, and Lucas and Senators
Hutmacher, Dunn (Rebecca), Hunhoff, and Kloucek

1 FOR AN ACT ENTITLED, An Act to increase the minimum wage.

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 Section 1. That § 60-11-3 be amended to read as follows:

4 60-11-3. Every employer shall pay to each ~~of his employees~~ employee who has reached the
5 age of eighteen years, wages at a rate of not less than four dollars and ~~twenty-five~~ seventy-five
6 cents an hour. Violation of this section is a Class 2 misdemeanor.

7 The provisions of this section do not apply to babysitters or outside salesmen.

8 Section 2. That § 60-11-3 be amended to read as follows:

9 60-11-3. Every employer shall pay to each ~~of his employees~~ employee who has reached the
10 age of eighteen years, wages at a rate of not less than ~~four~~ five dollars and ~~twenty-five~~ fifteen
11 cents an hour. Violation of this section is a Class 2 misdemeanor.

12 The provisions of this section do not apply to babysitters or outside salesmen.

13 Section 3. That § 60-11-3 be amended to read as follows:

14 60-11-3. Every employer shall pay to each ~~of his employees~~ employee who has reached the
15 age of eighteen years, wages at a rate of not less than ~~four~~ five dollars and ~~twenty-five~~ sixty-five

1 cents an hour. Violation of this section is a Class 2 misdemeanor.

2 The provisions of this section do not apply to babysitters or outside salesmen.

3 Section 4. That § 60-11-3.1 be amended to read as follows:

4 60-11-3.1. Tips or other considerations received by a tipped employee may be credited by
5 the employer toward the minimum wage provided in § 60-11-3 up to a maximum of ~~fifty percent~~
6 ~~of the required minimum wage~~ two dollars and thirteen cents an hour.

7 A "tipped employee" is one engaged in an occupation in which ~~he~~ the employee customarily
8 and regularly receives more than thirty-five dollars a month in tips or other considerations.

9 This section does not apply to babysitters or outside salesmen.

10 Section 5. The provisions of section 2 of this Act are effective on September 1, 1997, and
11 the provisions of section 3 of this Act are effective on January 1, 1998.