

HB 4766, As Passed Senate, December 14, 2000

**SENATE SUBSTITUTE FOR
HOUSE BILL NO. 4766**

A bill to amend 1964 PA 154, entitled
"Minimum wage law of 1964,"
by amending the title and section 3 (MCL 408.383).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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TITLE

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An act to fix minimum wages for employees within this state;

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to prohibit wage discrimination; TO PROHIBIT CERTAIN LOCAL UNITS

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OF GOVERNMENT FROM IMPOSING CERTAIN MINIMUM WAGE REQUIREMENTS; to

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provide for the administration and enforcement of this act; and

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to prescribe penalties for the violation of this act.

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Sec. 3. (1) ~~No~~ AN employer shall NOT pay ~~any~~ AN

8

employee at a rate ~~of~~ THAT IS less than THE APPLICABLE RATE

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prescribed in this act.

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(2) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (3), A LOCAL

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UNIT OF GOVERNMENT SHALL NOT ENACT, MAINTAIN, OR ENFORCE BY

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1 CHARTER, ORDINANCE, CONTRACT, REGULATION, RULE, OR RESOLUTION,
2 EITHER DIRECTLY OR INDIRECTLY, A MINIMUM WAGE RATE THAT IS
3 GREATER THAN THE APPLICABLE RATE PRESCRIBED IN THIS ACT. THIS
4 SUBSECTION SHALL NOT PROHIBIT A LOCAL UNIT OF GOVERNMENT FROM
5 ENACTING, MAINTAINING, OR ENFORCING THROUGH A COLLECTIVE BARGAIN-
6 ING AGREEMENT OR OTHER MEANS A MINIMUM WAGE REQUIREMENT GOVERNING
7 COMPENSATION PAID BY THAT LOCAL UNIT OF GOVERNMENT TO EMPLOYEES
8 OF THAT LOCAL UNIT OF GOVERNMENT. AS USED IN THIS SUBSECTION:

9 (A) "CONTRACT" DOES NOT INCLUDE A COLLECTIVE BARGAINING
10 AGREEMENT NEGOTIATED BETWEEN A LOCAL UNIT OF GOVERNMENT AND THE
11 BARGAINING REPRESENTATIVE OF THE LOCAL UNIT OF GOVERNMENT'S
12 EMPLOYEES, PURSUANT TO 1947 PA 336, MCL 423.201 TO 423.217.

13 (B) "LOCAL UNIT OF GOVERNMENT" MEANS A CITY, COUNTY, TOWN-
14 SHIP, VILLAGE, SCHOOL DISTRICT, INTERMEDIATE SCHOOL DISTRICT, OR
15 ANY POLITICAL SUBDIVISION OF THIS STATE.

16 (3) SUBSECTION (2) SHALL NOT APPLY TO ANY CHARTER, ORDI-
17 NANCE, CONTRACT, REGULATION, RULE, OR RESOLUTION THAT ESTAB-
18 LISHED, EITHER DIRECTLY OR INDIRECTLY, A MINIMUM WAGE RATE
19 GREATER THAN THE APPLICABLE RATE PRESCRIBED IN THIS ACT PRIOR TO
20 THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT ADDED SUBSECTION
21 (2).

(4) SUBSECTION (2) SHALL NOT LIMIT, RESTRICT, OR EXPAND A
PREVAILING WAGE REQUIRED UNDER 1965 PA 166, MCL 408.551 TO 408.558.