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HOUSE BILL 619  
42ND LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1996  
INTRODUCED BY  
VINCENT GALLEGOS

AN ACT  
RELATING TO WAGES; INCREASING THE MINIMUM WAGE FOR CERTAIN  
EMPLOYEES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 50-4-22 NMSA 1978 (being Laws 1955,  
Chapter 200, Section 3, as amended) is amended to read:

"50-4-22. MINIMUM WAGES. --

A. Every employer, except as provided in Section  
50-4-21 NMSA 1978, shall pay the minimum wage rate of [~~\$4.25~~]  
five dollars (\$5.00) an hour, excepting that an employer  
furnishing food, utilities, supplies or housing to an employee  
who is engaged in agriculture may deduct the reasonable value of  
such furnished items from any wages due to the employee.

B. All employees covered by Subsection A of this  
section who customarily and regularly receive more than thirty

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1 dollars (\$30.00) a month in tips shall be paid a minimum hourly  
2 wage of two dollars twelve and one-half cents (\$2.125). The  
3 employer may consider tips as part of wages, but such a wage  
4 credit shall not exceed fifty percent of the minimum wage. All  
5 tips received by such employees shall be retained by the  
6 employee, except that nothing [~~herein~~] in this section shall  
7 prohibit the pooling of tips among employees.

8 C. No employee covered by the provisions of  
9 Subsection A of this section shall be required to work more than  
10 forty hours in any week of seven days, unless he is paid one and  
11 one-half times his regular hourly rate of pay for all hours  
12 worked in excess of forty hours. "

**State of New Mexico**  
**House of Representatives**

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**FORTY-SECOND LEGISLATURE**  
**SECOND SESSION, 1996**

February 1, 1996

Mr. Speaker:

Your RULES AND ORDER OF BUSINESS COMMITTEE, to  
whom has been referred

HOUSE BILL 619

has had it under consideration and finds same to be  
GERMANE in accordance with constitutional provisions.

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Respectfully submitted,

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Barbara A. Perea Casey,

Chairperson

Adopted \_\_\_\_\_

Not Adopted \_\_\_\_\_

(Chief Clerk)

(Chief Clerk)

Date \_\_\_\_\_

The roll call vote was 10 For 0 Against

Yes: 10

Excused: Lujan, Olguin, Rodella, R. G. Sanchez, S. M. Williams

Absent: None

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**State of New Mexico**  
**House of Representatives**

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**FORTY- SECOND LEGISLATURE**  
**SECOND SESSION, 1996**

February 6, 1996

Mr. Speaker:

Your LABOR AND HUMAN RESOURCES COMMITTEE, to  
whom has been referred

HOUSE BILL 619

has had it under consideration and reports same with  
recommendation that it DO PASS, and thence referred to the  
APPROPRIATIONS AND FINANCE COMMITTEE.

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FORTY-SECOND LEGISLATURE  
SECOND SESSION, 1996

HB 619

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Respectfully submitted,

\_\_\_\_\_  
Vincent Gallegos, Chairman

Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_

(Chief Clerk) (Chief Clerk)

Date \_\_\_\_\_

The roll call vote was 4 For 2 Against

Yes: 4  
No: Roberts, Marquardt  
Excused: None  
Absent: None

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# State of New Mexico House of Representatives

FORTY-SECOND LEGISLATURE  
SECOND SESSION, 1996

February 7, 1996

Mr. Speaker:

Your APPROPRIATIONS AND FINANCE COMMITTEE, to  
whom has been referred

HOUSE BILL 619

has had it under consideration and reports same with  
recommendation that it DO PASS, amended as follows:

1. On page 1, strike line 21.
2. On page 1, lines 22 and 23, strike "may deduct the  
reasonable value of such furnished from any wages" and insert in  
lieu thereof "shall continue to pay the federal minimum wage  
rate".

