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HOUSE BILL 500

44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999

INTRODUCED BY

Sheryl Williams Stapleton

AN ACT

RELATING TO MINIMUM WAGES; PROVIDING A METHOD FOR CALCULATING
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~~]
four dollars twenty-five cents (\$4.25) 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

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

9 C. No employee covered by the provisions of
10 Subsection A of this section shall be required to work more
11 than forty hours in any week of seven days, unless he is paid
12 one and one-half times his regular hourly rate of pay for all
13 hours worked in excess of forty hours. For an employee who is
14 paid a fixed salary for fluctuating hours and who is employed
15 by an employer a majority of whose business in New Mexico
16 consists of providing investigative services to the federal
17 government, the hourly rate may be calculated in accordance
18 with the provisions of the federal Fair Labor Standards Act
19 and the regulations pursuant to that act; provided that in no
20 case shall the hourly rate be less than the federal minimum
21 wage. "

1 FORTY-FOURTH LEGISLATURE

2 FIRST SESSION, 1999

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6 February 16, 1999

7
8 Mr. Speaker:

9
10 Your LABOR AND HUMAN RESOURCES COMMITTEE, to
11 whom has been referred

12
13 HOUSE BILL 500

14
15 has had it under consideration and reports same with
16 recommendation that it DO PASS, and thence referred to the
17 APPROPRIATIONS AND FINANCE COMMITTEE.

18 Respectfully submitted,

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22 _____
23 Sheryl Williams Stapleton,
24 Chairwoman

FORTY-FOURTH LEGISLATURE
FIRST SESSION, 1999

3 HB-500

Page 4

4 Adopted _____ Not Adopted _____

6 (Chief Clerk)

(Chief Clerk)

8 Date _____

10 The roll call vote was 5 For 0 Against

11 Yes: 5

12 Excused: None

13 Absent: Foley, Roberts, Thompson, Tripp

15 J:\99BillSWP\h0500

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1 FORTY- FOURTH LEGISLATURE
2 FIRST SESSION, 1999

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4 February 22, 1999

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7 Mr. Speaker:

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9 Your APPROPRIATIONS AND FINANCE COMMITTEE, to
10 whom has been referred

11 HOUSE BILL 500

12
13 has had it under consideration and reports same with
14 recommendation that it DO PASS.

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16 Respectfully submitted,

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20 _____
21 Max Coll, Chair man
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FORTY-FOURTH LEGISLATURE
FIRST SESSION, 1999

Page 6

Adopted _____ Not Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 11 For 0 Against

Yes: 11

Excused: Heaton, Picraux, Salazar, Townsend, Wallace, Watchman

Absent: None

J: \99BillSWP\h0500

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FORTY-FOURTH LEGISLATURE
FIRST SESSION, 1999

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FORTY-FOURTH LEGISLATURE
FIRST SESSION, 1999

March 5, 1999

Mr. President:

Your PUBLIC AFFAIRS COMMITTEE, to whom has been referred

HOUSE BILL 500

has had it under consideration and reports same with recommendation that it DO PASS, and thence referred to the CORPORATIONS & TRANSPORTATION COMMITTEE.

Respectfully submitted,

Shannon Robinson, Chairman

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FORTY-FOURTH LEGISLATURE
FIRST SESSION, 1999

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Adopted _____ Not

Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 5 For 0 Against

Yes: 5

No: 0

Excused: Ingle, Leavell, Stockard, Smith

Absent: None

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FORTY-FOURTH LEGISLATURE
FIRST SESSION, 1999

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FORTY-FOURTH LEGISLATURE
FIRST SESSION, 1999

March 10, 1999

Mr. President:

Your CORPORATIONS & TRANSPORTATION COMMITTEE, to
whom has been referred

HOUSE BILL 500

has had it under consideration and reports same with
recommendation that it DO PASS.

Respectfully submitted,

Roman M. Maes, Chairman

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FORTY-FOURTH LEGISLATURE
FIRST SESSION, 1999

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Adopted _____ Not

Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 7 For 0 Against

Yes: 7

No: 0

Excused: Aragon, Rawson, Robinson

Absent: None

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