

34: 11-56a4 ; 34: 11-56a4.3

LEGISLATIVE HISTORY CHECKLIST

NJSA 34:11-56a4; 34:11-56a4.3

Laws of 1974 Chapter 62

Bill No. S 402

Sponsor(s) Merlino

Date Introduced Pre-filed

Committee: Assembly Labor

Senate Labor, Industry & Professions

Amended during passage Yes ~~NO~~ Amendments during passage denoted by asterisks

Date of passage: Assembly May 9

Senate April 22

Date of approval July 3

Following statements are attached if available:

Sponsor statement ~~YES~~ No

Committee Statement: Assembly ~~YES~~ No

Senate ~~YES~~ No

Fiscal Note ~~YES~~ No

Veto message ~~YES~~ No

Message on signing Yes ~~NO~~

Following were printed:

Reports ~~YES~~ No

Hearings ~~YES~~ No

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SENATE, No. 402

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1974 SESSION

By Senator MERLINO

AN ACT to amend and supplement the "New Jersey State Wage and Hour Law," approved June 17, 1966 (P. L. 1966, c. 113).

1 BE IT ENACTED *by the Senate and General Assembly of the State*
2 *of New Jersey:*

1 1. Section 5 of P. L. 1966, c. 113 (C. 34:11-56a4) is amended to
2 read as follows:

3 5. Every employer shall pay to each of his employees wages at
4 a rate of not less than **[\$1.75]** \$2.00 per hour * *as of the effective*
5 *date of this amendatory and supplementary act, and \$2.20 per hour*
6 *as of January 1, 1975,** for 40 hours of working time in any week
7 and 1½ times such employee's regular hourly wage for each hour
8 of working time in excess of 40 hours in any week, except this over-
9 time rate shall not include any individual employed in a bona fide
10 executive, administrative, or professional capacity or, if an
11 applicable wage order has been issued by the commissioner under
12 section 17 (C. 34:11-56a16) of this act, not less than the wages pre-
13 scribed in said order. The wage rates fixed in this section shall not
14 be applicable to employees engaged in domestic service in the home
15-17 of the employer, to persons under the age of 18 not possessing
18 a special vocational school graduate permit issued pursuant to
19 section 15 of P. L. 1940, c. 153 (C. 34:2-21.15) or to persons
20 employed as salesmen of motor vehicles; or to persons employed
21 as outside salesmen as such term shall be defined and delimited in
22 regulations adopted by the commissioner.

23 The provisions of this section for the payment to an employee of
24 not less than 1½ times such employee's regular hourly rate for
25 each hour of working time in excess of 40 hours in any week shall
26 not apply to employees engaged to labor on a farm, or employed
27 in a hotel or to an employee of a common carrier of passengers by
28 motor bus or employees engaged in labor relative to the raising or
29 care of livestock.

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

30 Day haul employees engaged on a piece-rate basis to labor on a
31 farm shall be paid for each day worked not less than the minimum
32 hourly wage rate multiplied by the total number of hours worked.
33 For the purposes of this act, day haul employees shall mean persons
34 employed to labor on a farm on a daily basis without provision for
35 living quarters at the place of his employment.

1 2. The provisions of this act shall be applicable to wages covered
2 by wage orders issued pursuant to section 17 of P. L. 1966, c. 113
3 (C. 34:11-56a16).

1 3. This act shall take effect on the expiration of ***[90]*** *30* days
2 following enactment.

FROM THE OFFICE OF THE GOVERNOR

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66

JULY 3, 1974

FOR FURTHER INFORMATION

FOR IMMEDIATE RELEASE

DICK CAMPBELL

Governor Brendan Byrne signed into law Wednesday bills which increase the minimum wage in New Jersey and provide other benefits to workers.

The bills are:

- S 402, sponsored by Senator Joseph P. Merlino, D-Mercer, which increases the minimum wage from \$1.75 to \$2.00 per hour, effective in 30 days, and to \$2.20 per hour effective January 1.
- A 1040, sponsored by Assemblyman Byron M. Baer, D-Bergen, which extends the minimum wage guarantee to all farm workers, and to domestic workers other than those engaged Part-time in the care and tending of children.
- A 1163, sponsored by Assemblyman Robert M. Ruane, D-Essex, which eliminates the exemption to the prevailing wage law for municipalities with a population of less than 25,000.
- A 1236, sponsored by Assemblyman Ruane, which eliminates the absolute five-year statute of limitations on the filing of claims for occupational diseases and workmen's compensation benefits, and provides that a two-year statute of limitations begins only when a worker knows the nature of the disability and its relation to the employment.

Byrne said increasing the minimum wage is especially important in a time of soaring inflation. He noted the new law allows New Jersey to provide greater protection than the federal minimum wage law.

"And by extending minimum wage benefits to domestic workers, we are ensuring that a large segment of our working population will be guaranteed a liveable income," he said.
