
The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Michelle Ridge.

DIGEST

SB 136 Original

2020 Regular Session

Carter

Proposed law provides for a state minimum wage of \$10 per hour and provides for annual increases to the minimum wage based on the percentage increase of the Consumer Price Index for all Urban Consumers.

Proposed law provides that the executive director of the La. Workforce Commission (commission) shall calculate the increase to the minimum wage annually and by October first of each year, publish on the commission's website the new minimum wage effective January first of the next year.

Proposed law provides that if, at any time, the federal minimum hourly wage rate is raised to a level higher than the state minimum wage rate, then the state minimum wage rate shall be increased to the federal level.

Proposed law provides that the executive director of the commission shall enforce the minimum wage law, and if necessary, adopt rules in accordance with the Administrative Procedure Act to implement proposed law.

Proposed law provides that an employee shall have the right to file an action to enforce a wage claim against the employer through a summary proceeding as provided by the La. Code of Civil Procedure.

Proposed law provides relative to venue and damages.

Proposed law provides for prescriptive period of three years from the date that an employee becomes aware that the employer violated the minimum wage law.

Proposed law provides that the clerk of each court shall maintain a docket for the record of cases filed pursuant to proposed law and requires such dockets be submitted to the commission monthly.

Proposed law requires that beginning January 1, 2022, the commission shall compile an annual report containing certain information from the preceding calendar year and shall submit such report to the legislature and governor on or before March 1, 2022. Such report shall be submitted annually on or before March first of each year.

Proposed law does not apply to a student learner, defined by federal law, who is employed by any of the following:

- (1) The state.
- (2) State colleges and universities.

(3) A private employer

Proposed law provides that the minimum wage for student learners shall not be less than 75% of the minimum wage rate in effect in the state.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Adds R.S. 23:671-677)