

**Sixtieth Legislative Assembly of North Dakota
In Regular Session Commencing Wednesday, January 3, 2007**

HOUSE BILL NO. 1454
(Representatives Owens, Clark, Dietrich)

AN ACT to create and enact a new section to chapter 34-06 of the North Dakota Century Code, relating to an increase in the state's minimum wage; to provide a contingent effective date; and to declare an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. A new section to chapter 34-06 of the North Dakota Century Code is created and enacted as follows:

State minimum wage rate.

1. Except as otherwise provided under this chapter and rules adopted by the commissioner, every employer shall pay to each of the employer's employees:
 - a. Effective on the effective date of this Act, a wage of at least five dollars and eighty-five cents per hour;
 - b. Effective twelve months after the effective date of this Act, a wage of at least six dollars and fifty-five cents per hour; and
 - c. Effective twenty-four months after the effective date of this Act, a wage of at least seven dollars and twenty-five cents per hour.
2. This section does not limit the authority of the commissioner to adopt rules establishing a state minimum wage rate that differs from the rates established under subsection 1.

SECTION 2. CONTINGENT EFFECTIVE DATE. This Act becomes effective on the date in 2007 identified by the chairman of the legislative council in a certification filed by the legislative council with the secretary of state as the effective date of the increase in the federal minimum wage under the federal Fair Labor Standards Act of 1938.

SECTION 3. EMERGENCY. This Act is declared to be an emergency measure.

Speaker of the House

President of the Senate

Chief Clerk of the House

Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Sixtieth Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1454 and that two-thirds of the members-elect of the House of Representatives voted in favor of said law.

Vote: Yeas 87 Nays 3 Absent 4

Speaker of the House

Chief Clerk of the House

This certifies that two-thirds of the members-elect of the Senate voted in favor of said law.

Vote: Yeas 46 Nays 0 Absent 1

President of the Senate

Secretary of the Senate

Received by the Governor at _____ M. on _____, 2007.

Approved at _____ M. on _____, 2007.

Governor

Filed in this office this _____ day of _____, 2007,
at _____ o'clock _____ M.

Secretary of State