

By Senator Detert

23-01456-11

20111610__

1 A bill to be entitled

2 An act relating to the state minimum wage; amending s.
3 448.109, F.S.; conforming a provision to changes made
4 by the act; amending s. 448.110, F.S.; providing for
5 calculating the Florida minimum wage when the state
6 minimum wage and the federal minimum wage for the
7 prior year is lower than the adjusted real wage;
8 providing an effective date.

9
10 Be It Enacted by the Legislature of the State of Florida:

11
12 Section 1. Paragraph (b) of subsection (1) of section
13 448.109, Florida Statutes, is amended to read:

14 448.109 Notification of the state minimum wage.—

15 (1) As used in this section, the terms:

16 (b) "Florida minimum wage" means the wage that an employer
17 must, at a minimum, pay an employee pursuant to s. 24, Art. X of
18 the State Constitution and implementing law, including s.
19 448.110(4)(a).

20 Section 2. Paragraph (a) of subsection (4) of section
21 448.110, Florida Statutes, is amended to read:

22 448.110 State minimum wage; annual wage adjustment;
23 enforcement.—

24 (4) (a) Beginning September 30, 2005, and annually on
25 September 30 thereafter, the Agency for Workforce Innovation
26 shall calculate an adjusted state minimum wage rate by
27 increasing the state minimum wage by the rate of inflation for
28 the 12 months preceding ~~prior to~~ September 1. In calculating the
29 adjusted state minimum wage, the agency shall use the Consumer

23-01456-11

20111610__

30 Price Index (CPI) for Urban Wage Earners and Clerical Workers,
31 not seasonally adjusted, for the South Region or a successor
32 index as calculated by the United States Department of Labor.
33 The agency shall calculate the difference between the CPI from
34 August of the prior year to August of the current year and add
35 that difference to the previous year's wage rate calculation to
36 create the adjusted real wage. The Florida minimum wage, as
37 defined in s. 448.109(1)(b), is the adjusted real wage if both
38 the prior year's state minimum wage and the federal minimum wage
39 are lower than the adjusted real wage. Each adjusted state
40 minimum wage rate takes ~~shall take~~ effect on the following
41 January 1, with the initial adjusted minimum wage rate to take
42 effect on January 1, 2006.

43 Section 3. This act shall take effect July 1, 2011.