



966970

LEGISLATIVE ACTION

Senate

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House

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Floor: WD

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05/01/2014 12:10 PM

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Senator Braynon moved the following:

1           **Senate Amendment to Amendment (965938) (with title**  
2 **amendment)**

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4           Between lines 1284 and 1285  
5 insert:

6           Section 21. Subsection (2) of section 448.24, Florida  
7 Statutes, is amended to read:

8           448.24 Duties and rights.—

9           (2) A labor pool shall:

10           (a) Select one of the following methods of payment to  
11 compensate a day laborer laborers for work performed; in the



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12 ~~form of~~

13 1. Cash, ~~or~~

14 2. Commonly accepted negotiable instruments that are  
15 payable in cash, on demand at a financial institution, and  
16 without discount.

17 3. Payroll debit card.

18 4. Electronic funds transfer, which must be made to a  
19 financial institution designated by the day laborer.

20 (b) Before a day laborer's first pay period, provide notice  
21 to the day laborer of the method of payment that the labor pool  
22 intends to use for payroll and the day laborer's options to  
23 elect a different method of payment, and authorize the day  
24 laborer to elect not to be paid by payroll debit card or  
25 electronic funds transfer.

26 (c) If selecting to compensate a day laborer by payroll  
27 debit card:

28 1. Offer the day laborer the option to elect payment by  
29 electronic funds transfer; and

30 2. Before selecting payroll debit card, provide the day  
31 laborer with a list, including the address, of each business  
32 that is in close proximity to the labor pool and that does not  
33 charge a fee to withdraw the contents of the payroll debit card.

34 (d) ~~(b)~~ Compensate day laborers at or above the minimum  
35 wage, in conformance with ~~the provision of~~ s. 448.01. ~~In no~~  
36 ~~event shall any~~ Deductions, other than those authorized  
37 ~~permitted~~ by federal or state law, may not bring the worker's  
38 pay below minimum wage for the hours worked.

39 (e) ~~(e)~~ Comply with all requirements of chapter 440.

40 (f) ~~(d)~~ Insure any motor vehicle owned or operated by the



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41 labor hall and used for the transportation of workers pursuant  
42 to Florida Statutes.

43 (g) ~~(e)~~ At the time of each payment of wages, furnish each  
44 worker a written itemized statement showing in detail each  
45 deduction made from such wages. A labor pool may deliver this  
46 statement electronically upon written request of the day  
47 laborer.

48 (h) ~~(f)~~ Provide each worker with an annual earnings summary  
49 within a reasonable period of time after the end of the  
50 preceding calendar year, but no later than February 1.

51  
52 ===== T I T L E A M E N D M E N T =====

53 And the title is amended as follows:

54 Delete line 1448

55 and insert:

56 direct written premiums for bail bonds; amending s.  
57 448.24, F.S.; revising methods by which a labor pool  
58 is required to compensate day laborers; requiring a  
59 labor pool to provide certain notice before a day  
60 laborer's first pay period; specifying requirements  
61 for a labor pool that selects to compensate a day  
62 laborer by payroll debit card; authorizing a labor  
63 pool to deliver a wage statement electronically upon  
64 request by the day laborer; specifying a