

Committee Action:
Do Pass _____
Amend & Do Pass _____
Other _____

Assembly Committee on Commerce and Labor

This measure may be considered for action during today's work session.

ASSEMBLY BILL 175

Requires certain increases in the minimum wage paid to employees in private employment in this State. (BDR 53-866)

Sponsored by: Assembly Members McCurdy II, Flores, Carrillo, Brooks, and Diaz, et al.

Date Heard: February 15, 2017

**Fiscal Impact: Effect on Local Government: May have Fiscal Impact.
Effect on the State: Yes.**

Assembly Bill 175 requires the Labor Commissioner to ensure that the minimum wage is increased by at least \$1.25 each year until the minimum wage that may be paid is \$15 per hour for an employer who does not offer health insurance and \$14 per hour for an employer who does offer health insurance in accordance with regulations adopted by the Labor Commissioner.

Amendments: Assemblyman McCurdy II proposes to amend the bill by deleting the provisions of Section 1 and inserting language outlining what is an acceptable offer of health insurance in order to qualify for a reduced minimum wage. In order to qualify for the reduced minimum wage of \$7.25 an hour, an employer would have to offer at least a bronze level insurance plan to their employees.

MOCK-UP

PROPOSED AMENDMENT 3596 TO ASSEMBLY BILL NO. 175

PREPARED FOR ASSEMBLYMAN MCCURDY II
APRIL 12, 2017

PREPARED BY THE LEGAL DIVISION

NOTE: THIS DOCUMENT SHOWS PROPOSED AMENDMENTS IN CONCEPTUAL FORM. THE LANGUAGE AND ITS PLACEMENT IN THE OFFICIAL AMENDMENT MAY DIFFER.

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** Chapter 608 of NRS is hereby amended by adding thereto
2 a new section to read as follows:

3 ~~[In adopting the regulations establishing]~~ For the purpose of
4 determining the minimum wage that may be paid per hour to an
5 employee in private employment pursuant to Section 16 of Article 15 of
6 the Nevada Constitution and NRS 608.250, [the Labor Commissioner
7 shall ensure that the minimum wage for each employee to whom those
8 regulations apply is increased by at least \$1.25 each year until the
9 minimum wage that may be paid per hour pursuant to NRS 608.250 is:

10 ~~— 1. If the employer of the employee does not offer health insurance~~
11 ~~for the employee in accordance with regulations adopted by the Labor~~
12 ~~Commissioner, \$15 or more; and~~

13 ~~— 2. If the employer of the employee offers health insurance for the~~
14 ~~employee in accordance with regulations adopted by the Labor~~
15 ~~Commissioner, \$14 or more.]~~ , an employer provides health benefits as
16 described in Section 16 of Article 15 of the Nevada Constitution only if

1 the employer makes available to the employee and the employee's
2 dependents health benefits that:

3 1. Comply with the essential health benefits requirements set forth
4 in 42 U.S.C. § 18022(a)(1) and (2), as those provisions exist on the
5 effective date of this act, and provide a level of coverage that is described
6 in 42 U.S.C. § 18022(d), as that provision exists on the effective date of
7 this act; or

8 2. Provide health benefits pursuant to a Taft-Hartley trust which is
9 formed pursuant to 29 U.S.C. § 186(c)(5) and qualifies as an employee
10 welfare benefits plan pursuant to:

11 (a) The Employee Retirement Income Security Act of 1974, 29 U.S.C.
12 §§ 1001 et seq.; or

13 (b) The provisions of the Internal Revenue Code.

14 **Sec. 2.** This act becomes effective upon passage and approval.