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LABOR AND HOUSING

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
130TH LEGISLATURE
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 1103, L.D. 1489, “An Act To Update the Classification of Service Employees”

Amend the bill by striking out everything after the enacting clause and inserting the following:

'Sec. 1. 26 MRSA §663, sub-§8, as amended by PL 2011, c. 118, §1, is further amended to read:

8. Service employee. "Service employee" means any employee engaged in an occupation in which the employee customarily and regularly receives more than ~~\$30 a month in tips;~~

- A. Prior to January 1, 2022, \$30 a month in tips;
- B. Beginning January 1, 2022, \$100 a month in tips; or
- C. Beginning January 1, 2023, \$175 a month in tips.

On January 1, 2024, and every January 1st thereafter, the monetary amount over which an employee is considered a service employee under this subsection must be increased by the same percentage of the increase, if any, in the cost of living. The increase in the cost of living is measured by the percentage increase, if any, as of August of the previous year over the level as of August of the year preceding that year in the Consumer Price Index for Urban Wage Earners and Clerical Workers, CPI-W, for the Northeast Region, or its successor index, as published by the United States Department of Labor, Bureau of Labor Statistics or its successor agency, with the amount of the increase rounded to the nearest multiple of \$1.'

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment gradually increases the amount of tips an employee must receive to be considered a service employee from \$30 per month to \$175 per month beginning January

COMMITTEE AMENDMENT

1 1, 2023 and provides that this amount, beginning on January 1, 2024, must be increased by
2 the same percentage of the increase, if any, in the cost of living.