

2541

2015-2016 Regular Sessions

I N S E N A T E

January 26, 2015

Introduced by Sen. HAMILTON -- read twice and ordered printed, and when printed to be committed to the Committee on Labor

AN ACT to amend the labor law, in relation to the payment of the minimum wage to car wash workers

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

1 Section 1. Section 651 of the labor law is amended by adding a new
2 subdivision 10 to read as follows:
3 10. "CAR WASH WORKER" MEANS ANY EMPLOYEE PRIMARILY ENGAGED IN THE
4 WASHING, VACUUMING OR GENERAL CLEANING OF MOTOR VEHICLES. "CAR WASH
5 WORKER" SHALL NOT INCLUDE VOLUNTEERS ENGAGED IN THE WASHING OF CARS FOR
6 FUND RAISING OR OTHER CHARITABLE PURPOSE.
7 S 2. Section 652 of the labor law is amended by adding a new subdivi-
8 sion 7 to read to follows:
9 7. NOTWITHSTANDING ANY PROVISION OF THIS ARTICLE RELATING TO THE
10 INCLUSION OF AN ALLOWANCE FOR GRATUITIES IN THE DETERMINATION OF THE
11 MINIMUM WAGE, AN EMPLOYEE WHO IS A CAR WASH WORKER SHALL RECEIVE THE
12 MINIMUM WAGE SET FORTH IN SUBDIVISION ONE OF THIS SECTION WITH NO SUCH
13 ALLOWANCE FOR GRATUITIES.
14 S 3. This act shall take effect on the thirtieth day after it shall
15 have become a law.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
[] is old law to be omitted.

LBD07217-01-5