

By Senator Detert

23-01456-11

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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

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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.