

Resolution

No. 22-203

APPROVING FOR INCLUSION IN THE 2023
MAUI COUNTY COUNCIL LEGISLATIVE
PACKAGE A STATE BILL RELATING TO THE
MINIMUM WAGE

WHEREAS, the Council finds that an appropriate minimum wage helps Hawai'i's workers meet basic needs; and


WHEREAS, the Council finds that an appropriate minimum wage helps Hawai'i's economy by giving lower-wage workers more purchasing power in Hawai'i's marketplace; and

WHEREAS, the Council further finds that, according to the Department of Business, Economic Development & Tourism, the income required to achieve self-sufficiency in Hawai'i differs in each county; now, therefore,

BE IT RESOLVED by the Council of the County of Maui:

1. That the proposed State bill, attached as Exhibit "A," relating to the minimum wage, is approved for inclusion in the 2023 Maui County Council Legislative Package; and
2. That certified copies of this Resolution be transmitted to the Mayor.

INTRODUCED BY:

A handwritten signature in black ink, consisting of a stylized 'G' followed by 'A', 'B', 'E', and 'J', all connected together. The signature is written above a horizontal line.

GABE JOHNSON

Exhibit "A"

____.B. NO.____

A BILL FOR AN ACT

RELATING TO THE MINIMUM WAGE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

2 SECTION 1. The legislature finds that an appropriate minimum
3 wage helps Hawaii's workers meet basic needs. The legislature finds
4 that an appropriate minimum wage helps Hawaii's economy by giving
5 low wage workers more purchasing power in Hawaii's marketplace.
6 The legislature further finds that, according to the Department of
7 Business, Economic Development, and Tourism, the income required
8 to achieve self-sufficiency in Hawaii differs in each county.

9 The purpose of this Act is to ensure counties may
10 appropriately respond to local economic conditions by authorizing
11 counties to establish a county minimum wage by ordinance.

12 SECTION 2. Chapter 46, Hawaii Revised Statutes, is amended by
13 adding a new section to be appropriately designated and to read as
14 follows:

15 "§46- County minimum wage. Each county shall have the power
16 to establish a minimum wage higher than the rate established in
17 section 387-2 by ordinance."

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1 SECTION 3. Section 387-2, Hawaii Revised Statutes, is amended
2 to read as follows:

3 "§387-2 **Minimum wages.** (a) Except as provided in section
4 387-9 and this section~~[7]~~ or when a higher minimum wage is provided
5 by county ordinance, every employer shall pay to each employee
6 employed by the employer, wages at the rate of not less than:

- 7 (1) \$6.25 per hour beginning January 1, 2003;
- 8 (2) \$6.75 per hour beginning January 1, 2006;
- 9 (3) \$7.25 per hour beginning January 1, 2007;
- 10 (4) \$7.75 per hour beginning January 1, 2015;
- 11 (5) \$8.50 per hour beginning January 1, 2016;
- 12 (6) \$9.25 per hour beginning January 1, 2017;
- 13 (7) \$10.10 per hour beginning January 1, 2018;
- 14 (8) \$12.00 per hour beginning October 1, 2022;
- 15 (9) \$14.00 per hour beginning January 1, 2024;
- 16 (10) \$16.00 per hour beginning January 1, 2026; and
- 17 (11) \$18.00 per hour beginning January 1, 2028.

18 (b) The hourly wage of a tipped employee may be deemed to be
19 increased on account of tips if the employee is paid not less than:

- 20 (1) 25 cents;
- 21 (2) 50 cents per hour beginning January 1, 2015;
- 22 (3) 75 cents per hour beginning January 1, 2016;

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1 (4) \$1.00 per hour beginning October 1, 2022;
2 (5) \$1.25 per hour beginning January 1, 2024; and
3 (6) \$1.50 per hour beginning January 1, 2028,
4 below the applicable minimum wage by the employee's employer and
5 the combined amount the employee receives from the employee's
6 employer and in tips is at least 50 cents more than the applicable
7 minimum wage; provided that beginning January 1, 2015, the combined
8 amount the employee receives from the employee's employer and in
9 tips is at least \$7.00 more than the applicable minimum wage.

10 (c) When a county ordinance establishes a higher rate for
11 the minimum wage than in this section pursuant to section §46- ,
12 every employer shall pay to each employee employed by the employer,
13 wages at the higher rate established by county ordinance."

14 SECTION 4. Section 387-5, Hawaii Revised Statutes, is amended
15 to read as follows:

16 "**§387-5 Duty of director; employees, salaries.** The director
17 of labor and industrial relations shall enforce this chapter[-]
18 and any county ordinance establishing a higher minimum wage adopted
19 pursuant to section §46- . The director may appoint such
20 assistants and such clerical, stenographic, and other help as may
21 be necessary for the proper enforcement of this chapter subject to
22 any civil service act relating to state employees. The salaries of

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1 all of the foregoing appointees and employees shall be as fixed by
2 law.”

3 SECTION 5. Statutory material to be repealed is bracketed
4 and stricken. New statutory material is underscored.

5 SECTION 6. This Act shall take effect on July 1, 2023.

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INTRODUCED BY: _____

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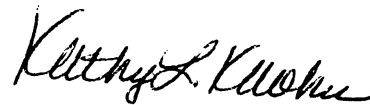
COUNCIL OF THE COUNTY OF MAUI

WAILUKU, HAWAII 96793

CERTIFICATION OF ADOPTION

It is **HEREBY CERTIFIED** that **RESOLUTION NO. 22-203** was adopted by the Council of the County of Maui, State of Hawaii, on the 20th day of September, 2022, by the following vote:

MEMBERS	Alice L. LEE Chair	Keani N. W. RAWLINS-FERNANDEZ Vice-Chair	Gabriel JOHNSON	Natalie A. KAMA	Kelly T. KING	Michael J. MOLINA	Tamara A. M. PALTIN	Shane M. SINENCI	Yuki Lei K. SUGIMURA
ROLL CALL	Aye	Aye	Aye	Aye	Aye	Aye	Aye	Aye	No



COUNTY CLERK