

Sixtieth
Legislative Assembly
of North Dakota

SENATE BILL NO. 2370

Introduced by

Senators Stenehjem, Flakoll, Freborg

Representatives Berg, Carlson, Svedjan

1 A BILL for an Act to create and enact a new section to chapter 34-06 of the North Dakota
2 Century Code, relating to the state minimum wage rate; to provide a contingent effective date;
3 and to declare an emergency.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1.** A new section to chapter 34-06 of the North Dakota Century Code is
6 created and enacted as follows:

7 **State minimum wage rate.**

- 8 1. Except as otherwise provided under this chapter and rules adopted by the
9 commissioner, every employer shall pay to each of the employer's employees:
10 a. Effective the effective date of this Act, a wage of at least five dollars and
11 eighty-five cents per hour;
12 b. Effective twelve months after the effective date of this Act, a wage of at least
13 six dollars and fifty-five cents per hour; and
14 c. Effective twenty-four months after the effective date of this Act, a wage of at
15 least seven dollars and twenty-five cents per hour.
16 2. This section does not limit the authority of the commissioner to adopt rules
17 establishing a state minimum wage rate that differs from the rates established
18 under subsection 1.

19 **SECTION 2. CONTINGENT EFFECTIVE DATE.** This Act becomes effective on the
20 date in 2007 identified by the chairman of the legislative council in a certification filed by the
21 legislative council with the secretary of state as the effective date of the increase in the federal
22 minimum wage under the federal Fair Labor Standards Act of 1938.

23 **SECTION 3. EMERGENCY.** This Act is declared to be an emergency measure.