By: Walle   H.J.R. No. 57

A JOINT RESOLUTION

1 proposing a constitutional amendment establishing an increased

2 minimum wage.

3   BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4   SECTION 1. Article XVI, Texas Constitution, is amended by

5 adding Section 29 to read as follows:

6   Sec. 29. (a) An employer in this state shall pay to an

7 employee for services performed by the employee not less than the

8 greater of:

9   (1) $15.00 an hour; or

10   (2) the federal minimum wage under Section 6, Fair

11 Labor Standards Act of 1938 (29 U.S.C. Section 206).

12   (b) Subsection (a) of this section does not apply to:

13   (1) wages paid to an individual to whom Section

14 62.057, Labor Code, applies, as that section existed on January 1,

15 2018; or

16   (2) an employer to which an exemption under Subchapter

17 D, Chapter 62, Labor Code, applies, as that subchapter existed on

18 January 1, 2018.

19   (c) The legislature by general law may repeal or otherwise

20 limit but may not expand the applicability of Section 62.057, Labor

21 Code, or an exemption under Subchapter D, Chapter 62, Labor Code,

22 that is in effect on January 1, 2018.

23   SECTION 2. The following temporary provision is added to

24 the Texas Constitution:

1   TEMPORARY PROVISION. (a) This temporary provision applies

2 to the constitutional amendment proposed by the 85th Legislature,

3 Regular Session, 2017, establishing a minimum wage of the greater

4 of $15.00 an hour or the federal minimum wage.

5   (b) Section 29, Article XVI, of this constitution takes

6 effect January 1, 2018.

7   (c) This temporary provision expires January 1, 2019.

8   SECTION 3. This proposed constitutional amendment shall be

9 submitted to the voters at an election to be held November 7, 2017.

10 The ballot shall be printed to permit voting for or against the

11 proposition: "The constitutional amendment establishing a minimum

12 wage of the greater of $15.00 an hour or the federal minimum wage."