

**MINIMUM WAGE APPLICABILITY**

2001 GENERAL SESSION

STATE OF UTAH

**Sponsor: Howard A. Stephenson**

**This act modifies the Utah Minimum Wage Act to prohibit cities, towns, and counties from establishing a minimum wage rate that exceeds the federal minimum wage rate. The act prohibits cities, towns, and counties from requiring that a person contracting with the city, town, or county pay its employees a minimum wage that exceeds the federal minimum wage.**

This act affects sections of Utah Code Annotated 1953 as follows:

ENACTS:

**34-30-106**, Utah Code Annotated 1953

*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **34-30-106** is enacted to read:

**34-30-106. Limitations on minimum wage imposed by cities, towns, or counties.**

(1) A city, town, or county may not establish, mandate, or require a minimum wage that exceeds the federal minimum wage as provided in 29 U.S.C. Sec. 201 et seq., Fair Labor Standards Act of 1938.

(2) (a) A city, town, or county may not require that a person who contracts with the city, town, or county pay that person's employees a wage that exceeds the federal minimum wage as provided in 29 U.S.C. Sec. 201 et seq., Fair Labor Standards Act of 1938.

(b) Subsection (2)(a) does not apply when federal law requires the payment of a prevailing or minimum wage to persons working on projects funded in whole or in part by federal funds.

(c) Subsection (2)(a) applies to contracts executed on or after April 30, 2001.