

Calendar No. 109

109TH CONGRESS
1ST SESSION

S. 1062

To amend the Fair Labor Standards Act of 1938 to provide for an increase in the Federal minimum wage.

IN THE SENATE OF THE UNITED STATES

MAY 18, 2005

Mr. KENNEDY (for himself, Mr. REID, Mr. DURBIN, Mr. HARKIN, Mr. DODD, Ms. MIKULSKI, Mr. JEFFORDS, Mrs. MURRAY, Mr. REED, Mr. BINGAMAN, Mrs. CLINTON, Mr. AKAKA, Mrs. BOXER, Mr. CORZINE, Mr. DAYTON, Mr. FEINGOLD, Mr. INOUE, Mr. KERRY, Ms. LANDRIEU, Mrs. LINCOLN, Mr. LAUTENBERG, Mr. LEAHY, Mr. LEVIN, Mr. LIEBERMAN, Mr. OBAMA, Mr. ROCKEFELLER, Mr. SARBANES, Mr. SCHUMER, Ms. STABENOW, Mr. WYDEN, and Mr. JOHNSON) introduced the following bill; which was read the first time

MAY 19, 2005

Read the second time and placed on the calendar

A BILL

To amend the Fair Labor Standards Act of 1938 to provide for an increase in the Federal minimum wage.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Fair Minimum Wage
3 Act of 2005”.

4 **SEC. 2. MINIMUM WAGE.**

5 (a) IN GENERAL.—Section 6(a)(1) of the Fair Labor
6 Standards Act of 1938 (29 U.S.C. 206(a)(1)) is amended
7 to read as follows:

8 “(1) except as otherwise provided in this sec-
9 tion, not less than—

10 “(A) \$5.85 an hour, beginning on the 60th
11 day after the date of enactment of the Fair
12 Minimum Wage Act of 2005;

13 “(B) \$6.55 an hour, beginning 12 months
14 after that 60th day; and

15 “(C) \$7.25 an hour, beginning 24 months
16 after that 60th day;”.

17 (b) EFFECTIVE DATE.—The amendment made by
18 subsection (a) shall take effect 60 days after the date of
19 enactment of this Act.

20 **SEC. 3. APPLICABILITY OF MINIMUM WAGE TO THE COM-**
21 **MONWEALTH OF THE NORTHERN MARIANA**
22 **ISLANDS.**

23 (a) IN GENERAL.—Section 6 of the Fair Labor
24 Standards Act of 1938 (29 U.S.C. 206) shall apply to the
25 Commonwealth of the Northern Mariana Islands.

1 (b) TRANSITION.—Notwithstanding subsection (a),
2 the minimum wage applicable to the Commonwealth of the
3 Northern Mariana Islands under section 6(a)(1) of the
4 Fair Labor Standards Act of 1938 (29 U.S.C. 206(a)(1))
5 shall be—

6 (1) \$3.55 an hour, beginning on the 60th day
7 after the date of enactment of this Act; and

8 (2) increased by \$0.50 an hour (or such lesser
9 amount as may be necessary to equal the minimum
10 wage under section 6(a)(1) of such Act), beginning
11 6 months after the date of enactment of this Act
12 and every 6 months thereafter until the minimum
13 wage applicable to the Commonwealth of the North-
14 ern Mariana Islands under this subsection is equal
15 to the minimum wage set forth in such section.

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