

Law 1-32

Minimum Wage Act—Amendment

In the Council of the District of Columbia, November 11, 1975:

To amend the District of Columbia Minimum Wage Act to extend minimum wage and overtime compensation protection to private household workers.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA THAT:

[Sec. 1.] This act may be cited as the "District of Columbia Minimum Wage Amendments Act of 1975."

Sec. 2. (a) For the purpose of this act section 36-408(d) of the Act (D.C. Code, section 36-408(d)) is hereby repealed.

(b) Section 2(1) of the District of Columbia Minimum Wage Act (D.C. Code, section 36-402), as amended is amended to read as follows:

"(1) The term *Mayor* means the Mayor of the District of Columbia or his designated agent or representative including the Minimum Wage and Industrial Safety Board."

(c) Section 2(5) (C) of such Act is amended by striking out "in domestic service or otherwise employed" and inserting in lieu thereof "casual babysitters."

Sec. 3. (a) Section 3(a) of such Act is amended by adding a new paragraph (3) as follows:

"(3) Every employer of a private household worker shall pay to each of his employees (A) the wage established for each such employee in a wage order issued under this Act, or (B) not less than a wage of two dollars fifty cents an hour, which ever is higher."

(b) Section 3 is amended by adding at the end thereof the following new subsection (g):

"(g) The Mayor shall issue a wage order, effective not more than one hundred twenty days after the effective date of the District of Columbia Minimum Wage Amendment Act of 1975, providing for the payment of the minimum wage and overtime compensation prescribed in subsections (a) (3) and (b) (1) (B) of this section to persons employed as private household workers. Such wage order shall include such definitions and regulations as the Mayor may prescribe to prevent the circumvention or evasion of such wage order and to safeguard the minimum wage rate and overtime compensation provision. The Mayor shall publish a notice once a week, for four successive weeks, in a newspaper of general circulation, stating that he will, on a date and at a place named in the notice, hold a public hearing for the purpose of

allowing interested persons to comment on such proposed wage order. Such notice shall contain a copy of such proposed wage order or a summary thereof. Within thirty days after such hearing, the Mayor shall issue such a wage order as may be proper or necessary to effectuate the purposes of this Act. Notice of such wage order shall be published in a newspaper of general circulation and such wage order shall take effect upon the expiration of thirty days after the date on which such wage order is issued by the Mayor."

**Sec. 4.** This act shall become effective at the end of the thirty-day period provided for congressional review of acts of the Council of the District of Columbia in section 602(c) of the District of Columbia Self-Government and Governmental Reorganization Act.

**Source.** Pursuant to section 412 of the District of Columbia Self-Government and Governmental Reorganization Act, PL 93-198 (the Act), the Council of the District of Columbia adopted Bill No. 1-116 on first and second readings July 15, 1975, and July 29, 1975, respectively. Following the signature of the Mayor on August 15, 1975, this legislation was assigned Act No. 1-45, published in the August 29, 1975, edition of the D. C. Register, and transmitted to both Houses of Congress for a thirty-day review, in accordance with section 602(c)(1) of the Act.

The Council of the District of Columbia hereby gives notice that the thirty-day Congressional review period has expired and, therefore, cites this legislation as D. C. Law No. 1-32, effective November 1, 1975.