

**RECEIVED**

MAY - 6 2014

**SECRETARY OF STATE**

## INITIATIVE PETITION

**The object of this petition is to increase the minimum wage rate for Nebraska employees in two steps, from the current \$7.25 per hour to \$8 per hour beginning January 1, 2015, through December 31, 2015, and then to \$9 per hour beginning January 1, 2016, by amending Nebraska Statute Section 48-1203 in the manner shown on this petition, and to repeal the original of that section.**

The amendment to Nebraska Statute section 48-1203 and repeal of the original section sought by this initiative is as follows, with the existing language struck through and the new language underlined:

Section 1. Section 48-1203, Reissue Revised Statutes of Nebraska, is amended to read:

48-1203 (1) Except as otherwise provided in this section and section 48-1203.01, every employer shall pay to each of his or her employees a minimum wage of:

- ~~(a) Five dollars and fifteen cents per hour through July 23, 2007;~~
- ~~(b) Five dollars and eighty five cents per hour on and after July 24, 2007, through July 23, 2008;~~
- ~~(c) Six dollars and fifty five cents per hour on and after July 24, 2008, through July 23, 2009; and~~
- ~~(d) Seven dollars and twenty five cents per hour on and after July 24, 2009.~~
- (a) Eight dollars per hour on and after January 1, 2015 through December 31, 2015; and
- (b) Nine dollars per hour on and after January 1, 2016.

(2) For persons compensated by way of gratuities such as waitresses, waiters, hotel bellhops, porters, and shoeshine persons, the employer shall pay wages at the minimum rate of two dollars and thirteen cents per hour, plus all gratuities given to them for services rendered. The sum of wages and gratuities received by each person compensated by way of gratuities shall equal or exceed the minimum wage rate provided in subsection (1) of this section. In determining whether or not the individual is compensated by way of gratuities, the burden of proof shall be upon the employer.

(3) Any employer employing student-learners as part of a bona fide vocational training program shall pay such student-learners' wages at a rate of at least seventy-five percent of the minimum wage rate which would otherwise be applicable.

Section 2. Original section 48-1203, Reissue Revised Statutes of Nebraska, is repealed.



To Mr. John Gale, the Secretary of State of Nebraska:

State of Nebraska )

) ss.

Second Amended LIST OF INITIATIVE PETITION SPONSORS

County of Lancaster )

Now on this \_\_\_\_ day of May, 2014, the undersigned Danielle Conrad, being first duly sworn, states:

1. She is a Nebraska State Senator, and will be a supporter, and may be considered a sponsor of the Initiative Petition to raise Nebraska minimum wage for employees, and has some knowledge of the preparations for the petition drive. Her address is 3818 Dudley, Lincoln, NE 68503.

2. On her personal knowledge, sponsors of the initiative petition filed on this date with the object of raising the statutory minimum wage for Nebraska employees also include:

John Cavanaugh, individually. Mr. Cavanaugh's street address is 3425 So. 94<sup>th</sup> Ave., Omaha, NE 68124. He is associated with an organization, the Holland Children's Movement, but it is not a sponsor for this initiative. That fact is an amendment to this listing, based on newly discovered factors.

Jeremiah (Jeremy) Nordquist, a Nebraska State Senator, individually. Senator Nordquist's street address is 615 Dorcas St., Omaha, Nebraska 68108.

Rodney D. Vlcek, individually and as President/Secretary – Treasurer of Nebraska State AFL-CIO. Mr. Vlcek's street address is 1631 Benton St., Lincoln, NE 68521.

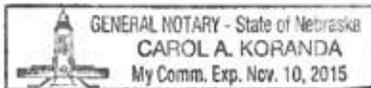
The Nebraska State AFL-CIO's street address is 5418 So. 27<sup>th</sup> Street, Suite 1, Omaha, NE 68107.

Further affiant sayeth not.

Danielle Conrad

Signed and sworn to before me this 14<sup>th</sup> day of May, 2014.

Notary Public



**INITIATIVE PETITION**



The object of this petition is to: (See reverse side for actual text of measure)

For Sec of State Use Only

**Increase the minimum wage rate for Nebraska employees in two steps, from the current \$7.25 per hour to \$8 per hour beginning January 1, 2015, through December 31, 2015, and then to \$9 per hour beginning January 1, 2016.**

To the Honorable John Gale, Secretary of State for the State of Nebraska:

We, the undersigned residents of the State of Nebraska and the county of \_\_\_\_\_, respectfully demand that the following proposed law shall be referred to the registered voters of the state for their approval or rejection at the general election to be held on the 4th day of November 2014, and each for himself or herself says: I have personally signed this petition on the date opposite my name; I am a registered voter of the State of Nebraska and county of \_\_\_\_\_ and am qualified to sign this petition or I will be so registered and qualified on or before the date on which this petition is required to be filed with the Secretary of State; and My printed name, date of birth, street and number or voting precinct, and city, village, or post office address are correctly written after my signature.

**WARNING TO PETITION SIGNERS-- VIOLATION OF ANY OF THE FOLLOWING PROVISIONS OF LAW MAY RESULT IN THE FILING OF CRIMINAL CHARGES: Any person who signs any name other than his or her own to any petition or who is not qualified to sign the petition shall be guilty of a Class I misdemeanor. Any person who falsely swears to a circulator's affidavit on a petition, who accepts money or other things of value for signing a petition, or who offers money or other things of value in exchange for a signature upon any petition shall be guilty of a Class IV felony.**

	Date	SIGNATURE	PRINTED NAME	Date of Birth	ADDRESS (Street name & number)	CITY OR VILLAGE	Zip Code
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STATE OF NEBRASKA )  
 ) ss. \_\_\_\_\_ (name of circulator) being first duly sworn, deposes and says that he or she  
 COUNTY OF \_\_\_\_\_ ) is the circulator of this petition containing \_\_\_\_\_ signatures, that he or she is at least eighteen years of age, that each person whose  
 name appears on the petition personally signed the petition in the presence of the affiant, that the date to the left of each signature is the  
 correct date on which the signature was affixed to the petition and that the date was personally affixed by the person signing such petition, that the affiant believes that each signer has  
 written his or her name, street and number or voting precinct, and city, village, or post office address correctly, that the affiant believes that each signer was qualified to sign the petition,  
 and that the affiant stated to each signer the object of the petition as printed on the petition before he or she affixed his or her signature to the petition.

\_\_\_\_\_  
 Circulator  
 \_\_\_\_\_  
 Address  
 \_\_\_\_\_  
 City, State, Zip

Subscribed and sworn to before me, a notary public, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_ at \_\_\_\_\_, Nebraska.

(Seal)

\_\_\_\_\_  
 Notary Public

## **Proposed Statutory Language**

(underscored language indicates added language, ~~strike-through~~ indicates language being removed)

BE IT ENACTED BY THE PEOPLE OF THE STATE OF NEBRASKA,

Section 1. Section 48-1203, Reissue Revised Statutes of Nebraska, is amended to read:

48-1203 (1) Except as otherwise provided in this section and section 48-1203.01, every employer shall pay to each of his or her employees a minimum wage of:

- ~~(a) Five dollars and fifteen cents per hour through July 23, 2007;~~
- ~~(b) Five dollars and eighty-five cents per hour on and after July 24, 2007, through July 23, 2008;~~
- ~~(c) Six dollars and fifty-five cents per hour on and after July 24, 2008, through July 23, 2009; and~~
- ~~(d) Seven dollars and twenty-five cents per hour on and after July 24, 2009.~~
- (a) Seven dollars and twenty-five cents per hour through December 31, 2014;
- (b) Eight dollars per hour on and after January 1, 2015, through December 31, 2015; and
- (c) Nine dollars per hour on and after January 1, 2016.

(2) For persons compensated by way of gratuities such as waitresses, waiters, hotel bellhops, porters, and shoeshine persons, the employer shall pay wages at the minimum rate of two dollars and thirteen cents per hour, plus all gratuities given to them for services rendered. The sum of wages and gratuities received by each person compensated by way of gratuities shall equal or exceed the minimum wage rate provided in subsection (1) of this section. In determining whether or not the individual is compensated by way of gratuities, the burden of proof shall be upon the employer.

(3) Any employer employing student-learners as part of a bona fide vocational training program shall pay such student-learners' wages at a rate of at least seventy-five percent of the minimum wage rate which would otherwise be applicable.

Section 2. Original section 48-1203, Reissue Revised Statutes of Nebraska, is repealed.

SAMPLE