

HB3220



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB3220

by Rep. Michael Halpin

SYNOPSIS AS INTRODUCED:

New Act

Creates the Low-Wage Employer Cost Recoupment Act. Directs the Department of Labor to impose a surcharge upon employers that pay employees wages that are less than the amount that would disqualify a single person from being eligible for federal Supplemental Nutrition Assistance Program benefits. Imposes a surcharge in an amount equal to the annual value of the amount of federal Supplemental Nutrition Assistance Program benefits for which a single person would be eligible multiplied by the number of employees whose wages do not disqualify a person from eligibility for federal Supplemental Nutrition Assistance Program benefits. Effective immediately.

LRB101 07590 JLS 52637 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning employment.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 1. Short title. This Act may be cited as the
5 Low-Wage Employer Cost Recoupment Act.

6 Section 5. Definitions. In this Act:

7 "Department" means the Department of Labor.

8 "Employee" means any individual employed or permitted to
9 work by an employer.

10 "Employer" has the meaning ascribed to that term in the
11 Minimum Wage Law.

12 "Wage" means compensation due to an employee by reason of
13 his or her employment.

14 Section 10. Low-wage employer surcharge.

15 (a) An employer that employs any employee (1) who was
16 listed on the employer's payroll for at least 90 calendar days
17 prior to the completion of the most recent calendar quarter,
18 beginning with the first calendar quarter of 2021 and (2) whose
19 wages paid by the employer during the quarter were less than
20 the amount that would disqualify a single person from being
21 eligible for federal Supplemental Nutrition Assistance Program
22 benefits shall pay a surcharge to the Department of Labor.

1 (b) The Department shall determine the number of the
2 employer's employees whose wages are less than the amount that
3 would disqualify a single person from being eligible for
4 federal Supplemental Nutrition Assistance Program benefits.
5 The Director shall then impose a surcharge in the amount of the
6 annual value of the Supplemental Nutrition Assistance Program
7 benefits for which a single person would be eligible multiplied
8 by the number of those employees.

9 (c) The Department shall notify the employer of the amount
10 of the surcharge no later than January 31, 2022 and each
11 January 31 thereafter.

12 Section 15. Payment of surcharge. An employer that has been
13 notified of the imposition of a surcharge under Section 10
14 shall pay the surcharge to the Department in 10 equal monthly
15 installments due on the first day of each month beginning on
16 March 1 of each year.

17 Section 20. Rulemaking authority. The Department may adopt
18 rules necessary to implement the provisions of this Act.

19 Section 99. Effective date. This Act takes effect upon
20 becoming law.