

1.1 Senator moves to amend the delete-everything amendment (SCS3852A-1)
1.2 to S.F. No. 3852 as follows:

1.3 Page 56, delete section 1 and insert :

1.4 "Section 1. Minnesota Statutes 2022, section 177.24, is amended by adding a subdivision
1.5 to read:

1.6 Subd. 3a. **Credit cards or charges.** (a) Gratuities presented to a direct service employee
1.7 via inclusion on a charge or credit card shall be credited to that pay period in which they
1.8 are received by the direct service employee and for which they appear on the direct service
1.9 employee's tip statement.

1.10 (b) Where a tip is given by a customer through a credit or charge card, the full amount
1.11 of tip must be allowed the direct service employee minus only the percentage deducted from
1.12 the tip in the same ratio as the percentage deducted from the total bill by the service
1.13 company."

1.14 Page 56, after line 6, insert:

1.15 "Sec. 5. **REPORT.**

1.16 The commissioner of labor and industry must report on the potential negative impact of
1.17 the elimination of a business's ability to no longer be able to deduct a credit card service
1.18 fee from the tips that are paid through a credit or charge card. The report must be submitted
1.19 to the chairs and ranking minority members of the legislative committees with jurisdiction
1.20 over workforce development by October 1, 2024."

1.21 Renumber the sections in sequence and correct the internal references

1.22 Amend the title accordingly