

2013 -- H 5702

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2013

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A N A C T

RELATING TO LABOR AND LABOR RELATIONS - PAYMENT OF WAGES

Introduced By: Representative Thomas Winfield

Date Introduced: February 27, 2013

Referred To: House Labor

It is enacted by the General Assembly as follows:

1           SECTION 1. Section 28-14-2.2 of the General Laws in Chapter 28-14 entitled "Payment  
2 of Wages" is hereby amended to read as follows:

3           **28-14-2.2. Frequency of payment.** -- (a) Except as provided in sections 28-14-4 and 28-  
4 14-5, every employee other than employees of the state and its political subdivisions and of  
5 religious, literary, or charitable corporations shall be paid weekly all due wages from his or her  
6 employer, except those employees whose compensation is fixed at a biweekly, semi-monthly,  
7 monthly, or yearly rate.

8           (b) The director may, upon written petition showing good and sufficient reason, permit  
9 the employer and its affiliates to pay wages less frequently than weekly provided: (1) The  
10 employer and its affiliates have more than two thousand five hundred (2500) employees located  
11 in Rhode Island; (2) The employer's average payroll exceeds one hundred thirty-five percent  
12 (135%) of the average compensation of all employees in the state as defined in subsection 42-  
13 64.11-2(c); (3) The employer makes payment of wages regularly on a predesignated date no less  
14 than twice per month; and (4) The employer provides proof of a surety bond or other sufficient  
15 demonstration of security in the amount of the highest biweekly payroll exposure in the preceding  
16 year for the employees subject to the petition.

17           (c) The director may, upon written petition showing good and sufficient reason, permit  
18 the employer and its affiliates to pay wages less frequently than weekly provided the business  
19 qualifies under classification in North American Industry Classification System (NAICS) sectors

1 [23, 51, 54, and 62.](#)

2 SECTION 2. This act shall take effect upon passage.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF

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1           This act would allow employers in any industry to petition the department of labor and  
2 training for permission to pay its employees less frequently than weekly provided the employer's  
3 business qualifies under the North American Industry Classification System.

4           This act would take effect upon passage.

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