

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE
OFFERED BY MR. OWENS OF UTAH**

On page 28, after line 20, insert the following:

1 (f) **JOB LOSS TRIGGER.**—No wage increase shall take
2 effect under subsection (a)(1) or (g)(1) of section 6, sec-
3 tion 3(m)(2)(A)(i), or section 14(c)(1)(A) of the Fair
4 Labor Standards Act of 1938 (29 U.S.C. 201 et seq.),
5 as amended by this section, if prior to the effective date
6 of such wage increase, one or more of the following occurs:

7 (1) Monthly employment growth, as measured
8 by the Current Population Survey conducted by the
9 Bureau of the Census, is negative for at least 3 con-
10 secutive month during the 12 months prior to the ef-
11 fective date of such wage increase.

12 (2) The Current Employment Statistics Pro-
13 gram of the Bureau of Labor Statistics reports that,
14 for any of the 12 months prior to the effective date
15 of such wage increase, the national nonfarm unem-
16 ployment rate has increased by more than 0.25 per-
17 centage points from the prior month.

18 (3) The Current Employment Statistics Pro-
19 gram of the Bureau of Labor Statistics reports that

1 the national nonfarm unemployment rate is above
2 6.5 percent for any of the 12 months prior to the
3 effective date of such wage increase.

