

NORTH CAROLINA GENERAL ASSEMBLY  
1977 SESSION

CHAPTER 826  
HOUSE BILL 604

AN ACT TO REQUIRE PAYMENT OF "TIPS" TO PERSONS FOR WHOM THEY ARE INTENDED.

The General Assembly of North Carolina enacts:

**Section 1.** G.S. 95-161 is amended by adding the following subsection:

"(g) The term 'tip' shall mean any money or part thereof over and above the actual amount due a business for goods, food, drink, services or articles sold which is paid, given to or left for an employee by a patron or patrons of the business where the employee is employed."

**Sec. 2.** G.S. 95-163 is amended by rewriting subsection (b) to read as follows:

"(b) The employee shall receive on or before the current payday all the wages and tips accruing to said employee, as of the preceding pay period, by virtue of the employment relationship; however, nothing in this section shall prohibit tip pooling among employees. The employer shall not withhold any wages and tips as security for the performance of assigned tasks."

**Sec. 3.** This act shall become effective September 1, 1977.

In the General Assembly read three times and ratified, this the 30th day of June, 1977.