



Article 6, Section 194

Division of Labor Standards
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§ 194. Differential in rate of pay because of protected class status prohibited.

1. No employee with status within one or more protected class or classes shall be paid a wage at a rate less than the rate at which an employee without status within the same protected class or classes in the same establishment is paid for: (a) equal work on a job the performance of which requires equal skill, effort and responsibility, and which is performed under similar working conditions, or (b) substantially similar work, when viewed as a composite of skill, effort, and responsibility, and performed under similar working conditions; except where payment is made pursuant to a differential based on:
 - (i) a seniority system;
 - (ii) a merit system;
 - (iii) a system which measures earnings by quantity or quality of production; or
 - (iv) a bona fide factor other than status within one or more protected class or classes, such as education, training, or experience. Such