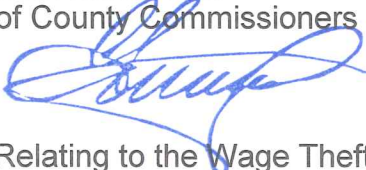


# Memorandum



**Date:** May 17, 2016

**To:** Honorable Chairman Jean Monestime  
and Members, Board of County Commissioners

**From:** Carlos A. Gimenez   
Mayor

**Subject:** Annual Fiscal Report Relating to the Wage Theft Program

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In February 2010, the Board of County Commissioners (Board) approved Ordinance #10-16 adopting the Wage Theft Program. Under Section 22-7 of the Code, a fiscal reporting mechanism was established to advise the Board of quarterly statistical data about the number of inquiries, number of petitions for hearings, number of hearings scheduled, the cost of the hearings, and the results of the hearings.

This annual report is provided to the Board for the reporting period of January 1, 2015 through December 31, 2015. This report covers the third year of operation since being transferred to the Department of Regulatory and Economic Resources' (RER) Office of Consumer Protection. As the program evolves, the annual complaint volumes are leveling out from the initial implementation, and showing more consistency across the reporting periods. We are very proud that Miami-Dade County was awarded a 2015 NACO Achievement Award in recognition of the improvements made to the program.

Attached for the 2015 period are two separate exhibits for your review. Exhibit A - provides statistical information on Wage Theft complaints that went before a hearing examiner in each quarterly period. Exhibit B - provides broader statistical information that tracks outcomes of all complaints received during the quarterly period.

Please feel free to contact Gregory Baker, RER Division Chief, Office of Consumer Protection at (786) 469-2312, should you have further inquiries or concerns.

## Attachment

c: Jack Osterholt, Deputy Mayor/Director RER  
Jennifer Moon, Director, Office of Management and Budget  
Charles Anderson, Commission Auditor  
Lourdes Gomez, Deputy Director, RER  
Gregory Baker, Division Chief, Office of Consumer Protection, RER

**EXHIBIT A**

**2015 WAGE THEFT QUARTERLY HEARING SUMMARY \***  
January 1 - December 31, 2015

	1ST QUARTER	2ND QUARTER	3RD QUARTER	4TH QUARTER	TOTALS
<b>NUMBER OF CASES</b>	47	32	37	33	149
Withdrawn prior to Hearing	0	2	6	0	8
Settled at the Hearing	0	8	2	4	14
Dismissed	15	9	8	9	41
Violation Found	25	8	7	11	51
No violation proven	4	3	5	2	14
Rescheduled	3	2	9	7	21
<b>WAGES AWARDED</b>	\$ 68,229	\$ 7,375	\$ 8,962	\$ 24,056	\$ 108,622
<b>PENALTIES AWARDED</b>	\$ 136,458	\$ 14,750	\$ 17,924	\$ 48,112	\$ 217,244
<b>ADMIN COSTS AWARDED</b>	\$ 8,750	\$ 2,800	\$ 2,100	\$ 3,850	\$ 17,500
<b>Direct Costs Expended for Administrative Hearings</b>	\$ 2,400	\$ 2,400	\$ 2,400	\$ 2,400	\$ 9,600

\* These summary figures are based on the cases heard at each scheduled hearing during the 2015 calendar year period, regardless of when the complaint was received.

4-May-16

## EXHIBIT B

### WAGE THEFT ANNUAL REPORT FOR THE PERIOD OF JANUARY 1 thru DECEMBER 31, 2015

	1ST QUARTER	2ND QUARTER	3RD QUARTER	4TH QUARTER	ANNUAL TOTAL
NUMBER OF COMPLAINTS FILED/OPENED OR REOPENED	130	149	135	129	543
NUMBER OF COMPLAINTS REFERRED OUT, INQUIRY ONLY or ABANDONED	66	64	62	36	228
NUMBER OF COMPLAINTS QUALIFIED	64	85	73	93	315
NUMBER OF COMPLAINTS UNABLE TO EFFECT SERVICE	5	2	5	11	23
NUMBER OF COMPLAINTS WITHDRAWN or FORMAL BANKRUPTCY	5	20	14	5	44
NUMBER OF SUCCESSFUL CONCILIATIONS	32	44	26	32	134
NUMBER OF CASES WITH FINDING OF WAGE THEFT VIOLATION*	10	6	14	5	35
NUMBER OF CASES WITH NO FINDING OF WAGE THEFT VIOLATION*	11	9	8	10	38
CASES REMAINING OPEN FROM PERIOD	1	4	6	30	41
Value of Unpaid Wages Alleged	\$ 153,310	\$ 215,395	\$ 137,809	\$ 326,062	\$ 832,576
Value of Successful Conciliations	\$ 57,042	\$ 52,507	\$ 22,930	\$ 54,899	\$ 187,378
Amount of Unpaid Wages Awarded at Hearing	\$ 12,147	\$ 19,817	\$ 19,969	\$ 17,294	\$ 69,227
Amount of Penalties Awarded at Hearing.	\$ 24,294	\$ 39,634	\$ 39,938	\$ 34,588	\$ 138,454

\* The figures provided here do not match those found in Exhibit A, as the results in this chart reflect the outcome of a complaint received during the quarter, although it may have gone to hearing in a later quarter. Exhibit A reflects the outcome of cases that went to hearing during the quarter although the complaint may have been received in a previous quarter.

5-May-16