

108TH CONGRESS
1ST SESSION

S. 1485

To amend the Fair Labor Standards Act of 1938 to protect the rights
of employees to receive overtime compensation.

IN THE SENATE OF THE UNITED STATES

JULY 29 (legislative day, JULY 21), 2003

Mr. KENNEDY (for himself, Mr. HARKIN, Mr. SCHUMER, Mr. LEAHY, Mr. DAYTON, Mr. DURBIN, Mr. REID, Mr. DODD, Mr. SARBANES, Ms. STABENOW, Ms. MIKULSKI, and Mrs. CLINTON) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To amend the Fair Labor Standards Act of 1938 to protect
the rights of employees to receive overtime compensation.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Overtime Compensa-
5 tion Protection Act of 2003”.

6 **SEC. 2. PROTECTION OF OVERTIME COMPENSATION.**

7 Section 13 of the Fair Labor Standards Act of 1938
8 is amended to read as follows:

1 “(k)(1) The Secretary shall not promulgate any regu-
2 lation that has the effect of exempting from the require-
3 ments of section 7 any employee who is not otherwise ex-
4 empted pursuant to regulations promulgated under this
5 section that are in effect on the date of enactment of this
6 subsection.

7 “(2) Nothing in this subsection shall be construed to
8 prohibit the Secretary from reducing the number of em-
9 ployees who are exempt from the requirements of section
10 7 by regulations promulgated under this section.”.

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