

114TH CONGRESS
2D SESSION

H. R. 5813

To direct the Secretary of Labor to revise rules relating to changes to the exemptions from overtime pay requirements for certain employees to provide a gradual schedule for such changes, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 14, 2016

Mr. SCHRADER (for himself, Mr. COOPER, Mr. PETERSON, Mr. CUELLAR, and Ms. GRAHAM) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To direct the Secretary of Labor to revise rules relating to changes to the exemptions from overtime pay requirements for certain employees to provide a gradual schedule for such changes, and for other purposes.

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 Reform and
5 Enhancement Act”.

6 **SEC. 2. REVISION OF OVERTIME PAY RULES.**

7 Not later than December 1, 2016, the Secretary of
8 Labor, without regard to section 553 of title 5, United

1 States Code, shall revise the rule published in the Federal
2 Register by the Department of Labor on May 23, 2016,
3 relating to exemptions regarding the rates of pay for exec-
4 utive, administrative, professional, outside sales, and com-
5 puter employees. The Secretary shall—

6 (1) revise sections 541.100(a)(1),
7 541.200(a)(1), 541.300(a)(1), and 541.400(b), of
8 title 29, Code of Federal Regulations, and any other
9 sections of part 541 of such title necessary to—

10 (A) provide that the rate of pay set forth
11 in such sections shall be—

12 (i) \$692 per week effective December
13 1, 2016;

14 (ii) \$765 per week effective December
15 1, 2017;

16 (iii) \$839 per week effective December
17 1, 2018; and

18 (iv) \$913 per week effective December
19 1, 2019; and

20 (2) nullify the provisions in section 541.607 of
21 such title that provide for automatic updates to
22 amounts of salary and compensation required for
23 such exemptions.

1 **SEC. 3. UPDATING SALARY LEVELS.**

2 The Secretary of Labor may only update any rate of
3 pay related to the exemptions in the rule described in sec-
4 tion 3 through a rulemaking in accordance with section
5 553 of title 5, United States Code.

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