

114TH CONGRESS
2D SESSION

S. 3429

To delay the implementation of the overtime rule submitted by the Department of Labor entitled “Defining and Delimiting the Exemptions for Executive, Administrative, Professional, Outside Sales and Computer Employees” for a period of 2 years in States in which the President has declared that a major disaster exists.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 28, 2016

Mr. VITTER introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To delay the implementation of the overtime rule submitted by the Department of Labor entitled “Defining and Delimiting the Exemptions for Executive, Administrative, Professional, Outside Sales and Computer Employees” for a period of 2 years in States in which the President has declared that a major disaster exists.

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 “Small Business Sur-
5 vival from Disaster Act”.

1 **SEC. 2. DELAYING IMPLEMENTATION OF OVERTIME RULE**
2 **FOR STATES WITH MAJOR DISASTERS.**

3 (a) **DELAYED EFFECTIVE DATE.**—Notwithstanding
4 the effective date set forth in the rule submitted by the
5 Department of Labor entitled “Defining and Delimiting
6 the Exemptions for Executive, Administrative, Profes-
7 sional, Outside Sales and Computer Employees” (81 Fed.
8 Reg. 32391 (May 23, 2016)), such rule shall not take ef-
9 fect until December 1, 2018, with respect to any State
10 described in subsection (b).

11 (b) **STATES WITH MAJOR DISASTER DECLARA-**
12 **TIONS.**—A State described in this subsection is a State
13 in which, not prior to August 14, 2016, the President has
14 declared that a major disaster exists under section 401
15 of the Robert T. Stafford Disaster Relief and Emergency
16 Assistance Act (42 U.S.C. 5170).

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