

SENATE BILL NO. 136—COMMITTEE ON COMMERCE AND LABOR

FEBRUARY 15, 2001

Referred to Committee on Finance

SUMMARY—Eliminates exclusion of certain employees from provisions requiring additional compensation for overtime. (BDR 53-306)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

~

EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to labor; eliminating the exclusion of certain employees from the provisions requiring additional compensation for overtime; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 **Section 1.** NRS 608.018 is hereby amended to read as follows:
2 608.018 1. Except as *otherwise* provided in subsection 2, an
3 employer shall pay one and one-half times an employee's regular wage rate
4 whenever an employee works:
5 (a) More than 40 hours in any scheduled week of work; or
6 (b) More than 8 hours in any workday, unless by mutual agreement the
7 employee works a scheduled 10 hours per day for 4 calendar days within
8 any scheduled week of work.
9 2. The provisions of subsection 1 do not apply to:
10 (a) ~~Employees who are not covered by the minimum wage provisions~~
11 ~~of NRS 608.250;~~
12 ~~(b)~~ (c) Employees who receive compensation for employment at a rate not
13 less than one and one-half times the minimum rate prescribed pursuant to
14 NRS 608.250;
15 ~~(c)~~ (b) Outside buyers;
16 ~~(d)~~ (c) Salesmen earning commissions in a retail business if their
17 regular rate is more than one and one-half times the minimum wage, and
18 more than one-half their compensation comes from commissions;
19 ~~(e)~~ (d) Employees who are employed in bona fide executive,
20 administrative or professional capacities;
21 ~~(f)~~ (e) Employees covered by collective bargaining agreements which
22 provide otherwise for overtime;



- 1 ~~(e)~~ (f) Drivers, drivers' helpers, loaders and mechanics for motor
- 2 carriers subject to the Motor Carrier Act of 1935, as amended;
- 3 ~~(b)~~ (g) Employees of a railroad;
- 4 ~~(c)~~ (h) Employees of a carrier by air;
- 5 ~~(d)~~ (i) Drivers or drivers' helpers making local deliveries and paid on
- 6 a trip-rate basis or other delivery payment plan;
- 7 ~~(e)~~ (j) Drivers of taxicabs or limousines;
- 8 ~~(f)~~ (k) Agricultural employees;
- 9 ~~(m)~~ (l) Employees of business enterprises having a gross sales
- 10 volume of less than \$250,000 per year; and
- 11 ~~(n)~~ (m) Any salesman or mechanic primarily engaged in selling or
- 12 servicing automobiles, trucks or farm equipment.

