

104<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 3054

To amend the Fair Labor Standards Act of 1938 to permit State and local government workers to perform volunteer services for their employer or community organization or purpose without requiring the employer to pay them compensation.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 7, 1996

Mrs. MYRICK introduced the following bill; which was referred to the Committee on Economic and Educational Opportunities

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## A BILL

To amend the Fair Labor Standards Act of 1938 to permit State and local government workers to perform volunteer services for their employer or community organization or purpose without requiring the employer to pay them 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. VOLUNTEER SERVICES.**

4 Paragraph (4) section 3(e) of the Fair Labor Stand-  
5 ards Act of 1938 (29 U.S.C. 203(e)) is amended by adding  
6 at the end the following:

1       “(5) The term ‘employee’ does not include any indi-  
2       vidual—

3               “(A) who is employed by a public agency which  
4       is a State, political subdivision of a State, or an  
5       interstate governmental agency, and

6               “(B) who, solely at the individual’s option, vol-  
7       unteers to perform services for such public agency or  
8       volunteers to perform services for a community orga-  
9       nization or purpose,

10       if the individual receives no compensation for such volun-  
11       teer services or is paid expenses, reasonable benefits, or  
12       a nominal fee to perform such volunteer services. No pub-  
13       lic agency employer may require (directly or indirectly) an  
14       employee to volunteer to perform services for such public  
15       agency or for a community organization or purpose.”.

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