

108TH CONGRESS
1ST SESSION

H. R. 3174

To amend the Fair Labor Standards Act of 1938 to require payment of at least the minimum wage to certain drivers for all hours worked as a condition of exempting such drivers from overtime requirements.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 24, 2003

Mr. PAYNE introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To amend the Fair Labor Standards Act of 1938 to require payment of at least the minimum wage to certain drivers for all hours worked as a condition of exempting such drivers from overtime requirements.

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 “Hour of Pay for an
5 Hour of Work Act of 2003”.

6 **SEC. 2. PAYMENT FOR EVERY HOUR WORKED.**

7 Section 13(b)(1) of the Fair Labor Standards Act of
8 1938 (29 U.S.C. 213(b)(1)) is amended by striking “sec-

1 tion 204 of the Motor Carrier Act, 1935” and inserting
2 the following: “section 31502 of title 49, United States
3 Code, if such employee is paid at a rate not less than the
4 minimum wage under section 6 (or is paid an amount
5 equivalent to such rate) for all hours worked”.

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