

CS FOR HOUSE BILL NO. 347(L&C)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - SECOND SESSION

BY THE HOUSE LABOR AND COMMERCE COMMITTEE

Offered: 4/30/98

Referred: Rules

Sponsor(s): REPRESENTATIVE COWDERY

SENATOR Wilken

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to an exemption from overtime wage requirements for certain**
2 **motor vehicle mechanics."**

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 *** Section 1.** AS 23.10.060(d) is amended by adding a new paragraph to read:

5 (17) work performed by a mechanic primarily engaged in the servicing
6 of automobiles, light trucks, and motor homes if the mechanic

7 (A) is employed as a flat-rate mechanic by a nonmanufacturing
8 establishment primarily engaged in the business of selling or servicing motor
9 vehicles;

10 (B) has signed a written agreement with the employer that
11 specifies the mechanic's flat hourly rate of pay and the automotive manual or
12 manuals on which the flat rate is to be based;

13 (C) is compensated for all hours worked in any capacity for that
14 employer up to and including eight hours a day and 40 hours a week at an

1 hourly rate that is not less than the greater of

2 (i) 75 percent of the flat hourly rate of pay agreed upon
3 by the employer and employee under (B) of this paragraph; or

4 (ii) twice the state minimum wage; and

5 (D) is compensated for all hours worked in any capacity for that
6 employer in excess of eight hours day or 40 hours week at one and one-half
7 times the rate described in (C) of this paragraph;

8 * **Sec. 2.** AS 23.10.060 is amended by adding a new subsection to read:

9 (e) The minimum amount due an employee under (d)(17)(C) and (D) of this
10 section shall be figured on a weekly basis.

11 * **Sec. 3.** The amendment to AS 23.10.060(d) made by sec. 1 of this Act applies to work
12 first performed on or after the effective date of this Act.