

**SENATE BILL NO. 169**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - FIRST SESSION

BY THE SENATE LABOR AND COMMERCE COMMITTEE

Introduced: 4/10/97

Referred: Labor and Commerce

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to an exemption from the requirement for payment for overtime  
2 under a voluntary work hour plan for work performed by employees at certain  
3 mines; and providing for an effective date."

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

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

6 (17) work performed by an employee under a voluntary flexible work  
7 hour plan that is not entered into under paragraphs (13) or (14) of this subsection if  
8 the employee is employed at a surface metal mining operation that operates year round  
9 and if

10 (A) the employee and the employer have signed a written  
11 agreement and the written agreement has been filed with the department; and

12 (B) the department has issued a certificate approving the plan  
13 that states the work is for 40 hours a week and not more than 12 hours a day;  
14 for work over 40 hours a week or 12 hours a day under a flexible work hour

1 plan not entered into under paragraphs (13) or (14) of this subsection,  
2 compensation at the rate of one and one-half times the regular rate of pay shall  
3 be paid for the overtime.

4 \* **Sec. 2.** This Act takes effect immediately under AS 01.10.070(c).