Sixty-third Legislative Assembly of North Dakota

HOUSE BILL NO. 1295

Introduced by

Representatives Ruby, N. Johnson, Boschee

Senators Oehlke, Sitte, Sinner

- 1 A BILL for an Act to create and enact a new section to chapter 34-06 of the North Dakota
- 2 Century Code, relating to motor carrier exemption.

3 BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

- 4 **SECTION 1.** A new section to chapter 34-06 of the North Dakota Century Code is created
- 5 and enacted as follows:
- 6 **Exemption for motor carriers.**
- An employee as outlined in section 13(b)(1) of the Fair Labor Standards Act employed by a
- 8 carrier engaged in interstate commerce, regardless of whether the employee is engaged in
- 9 intrastate commerce, is exempt from the overtime pay requirements in this state. The
- 10 commissioner must administer all claims that qualify under this section to section 13(b)(1) of the
- 11 Fair Labor Standards Act.