

104<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 2134

To amend the Fair Labor Standards Act of 1938 to allow employees in classified positions in community colleges to serve in certified or other academic capacities.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 27, 1995

Mr. RADANOVICH (for himself, Mr. MOORHEAD, Mr. CONDIT, Mr. ROHRABACHER, Mr. FILNER, Mr. COX of California, Mr. TORRES, Mr. DOOLITTLE, Mr. MINETA, Mr. DOOLEY, Ms. ESHOO, Mr. CUNNINGHAM, Mr. DORNAN, and Ms. LOFGREN) 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 allow employees in classified positions in community colleges to serve in certified or other academic capacities.

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. OVERTIME EXEMPTION.**

4 Section 13(b) of the Fair Labor Standards Act of  
5 1938 (29 U.S.C. 213(b)) is amended by adding at the end  
6 the following:

7 “(30) any employee who is employed in a classi-  
8 fied position by a community college which provides

1       2 years of undergraduate education leading to an as-  
2       sociate degree or certificate and who, in addition to  
3       the employee's duties as a classified employee,  
4       serves, on the employee's own volition, in a certified  
5       or other academic capacity, except that section 7  
6       shall apply to such employee's employment in such  
7       classified position if employed in such position for  
8       more than 40 hours in a week.".

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