

106TH CONGRESS  
2D SESSION

# H. R. 4405

To amend the Fair Labor Standards Act of 1938 to clarify the overtime exemption for emergency medicine employees.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 9, 2000

Mr. MOORE (for himself, Mr. ARCHER, Mr. GRAHAM, Mr. MORAN of Kansas, and Mr. PAUL) introduced the following bill; which was referred to the Committee on Education and the Workforce

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## A BILL

To amend the Fair Labor Standards Act of 1938 to clarify the overtime exemption for emergency medicine employees.

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. DEFINITION OF FIRE PROTECTION ACTIVITIES.**

4 Section 7(k) of the Fair Labor Standards Act of  
5 1938 (29 U.S.C. 207) is amended by adding at the end  
6 the following: “As used in this subsection, the term ‘em-  
7 ployee in fire protection activities’ includes a paramedic,  
8 emergency medical technician, rescue worker, or ambu-  
9 lance personnel.”.

1 **SEC. 2. CONSTRUCTION.**

2       The amendment made by section 1 shall not be con-  
3 strued to reduce or substitute for compensation  
4 standards—

5           (1) contained in any existing or future agree-  
6 ment or memorandum of understanding reached  
7 through collective bargaining by a bona fide rep-  
8 resentative of employees in accordance with the laws  
9 of a State or political subdivision of a State; and

10          (2) which result in compensation greater than  
11 the compensation available to employees under the  
12 overtime exemption under section 7(k) of the Fair  
13 Labor Standards Act of 1938 (29 U.S.C. 207(k)).

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