



2013 ASSEMBLY BILL 712

1 **AN ACT to amend** 104.09 of the statutes; **relating to:** exempting employers from
2 keeping records of the hours of employment of an employee who is exempt from
3 the overtime pay requirement and who is not compensated on an hourly rate
4 basis.

Analysis by the Legislative Reference Bureau

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

5 **SECTION 1.** 104.09 of the statutes is amended to read:
6 **104.09 Records.** Each employer shall keep a record of the names and
7 addresses of all student learners and employees, the hours of employment and wages
8 of each, and such other records pertaining to ability as the department requires,
9 except that an employer is not required to keep a record of the hours of employment
10 of an employee who is exempt under rules promulgated by the department from the

ASSEMBLY BILL 712**SECTION 1**

1 requirement under s. 103.02 that an employee be paid overtime compensation, as
2 defined in s. 103.025 (1) (c), and who is not compensated on an hourly rate basis.

3 **SECTION 2. Initial applicability.**

4 (1) EXEMPT EMPLOYEES. This act first applies to an employee who is affected by
5 a collective bargaining agreement that contains provisions inconsistent with this act
6 on the day on which the collective bargaining agreement expires or is extended,
7 modified, or renewed, whichever occurs first.

8 (END)