

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-4101/P1dn
GMM:kjf:rs

January 28, 2014

Representative Born:

LRB-0981/1 only refers to bona fide executive, administrative, and professional employees. Section DWD 274.04, however, actually exempts from the overtime pay requirement 15 categories of employees, including outside salespersons, highly compensated employees, and computer professionals. Accordingly, this draft is not limited to bona fide executive, administrative, and professional employees, but rather includes all exempt employees. The bill, however, includes a requirement that the employee not be compensated on an hourly rate basis. If an otherwise exempt employee is compensated on an hourly rate basis, the employer would still need to keep records of the employee's hours.

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