

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2017**

**SESSION LAW 2017-185
SENATE BILL 82**

AN ACT TO MAKE VARIOUS CHANGES TO THE EMPLOYMENT LAWS.

The General Assembly of North Carolina enacts:

SECTION 3.(a) G.S. 95-25.14(c) reads as rewritten:

"(c) The provisions of G.S. 95-25.4 (Overtime), and the provisions of G.S. 95-25.15(b) (Record Keeping) as they relate to this exemption, do not apply to:

...

(8) Any employee of a seasonal amusement or recreational establishment."

SECTION 3.(b) G.S. 95-25.3(e) reads as rewritten:

"(e) The Commissioner, in order to prevent curtailment of opportunities for employment, and to not adversely affect the viability of seasonal establishments, may, by regulation, establish a wage rate not less than eighty-five percent (85%) of the otherwise applicable wage rate in effect under subsection (a) ~~which that~~ shall apply to any employee employed by an establishment ~~which that is a seasonal amusement or recreational establishment, or a seasonal food service establishment.~~"

SECTION 3.(c) G.S. 95-25.4(a) reads as rewritten:

"(a) Every employer shall pay each employee who works longer than 40 hours in any workweek at a rate of not less than time and one half of the regular rate of pay of the employee for those hours in excess of 40 per week; ~~provided that employers of seasonal amusement or recreational establishment employees are required to pay those employees the overtime rate only for hours in excess of 45 per workweek-week.~~"

SECTION 4. Except as otherwise provided, this act becomes effective January 1, 2018.

In the General Assembly read three times and ratified this the 30th day of June, 2017.

s/ Philip E. Berger
President Pro Tempore of the Senate

s/ Tim Moore
Speaker of the House of Representatives

s/ Roy Cooper
Governor

Approved 12:04 p.m. this 25th day of July, 2017

