

House Bill 3352

Sponsored by Representative JOHNSON; Representatives HICKS, SMITH, THOMPSON

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Eliminates requirement that any person employed in factory or manufacturing establishment who works more than 10 hours in any one day be paid at rate of time and one-half regular rate for each hour worked over 10 hours.

A BILL FOR AN ACT

1
2 Relating to employment in manufacturing; amending ORS 652.010 and 652.020.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 652.010 is amended to read:

5 652.010. (1) It is the public policy of this state that no person shall be hired, nor permitted to
6 work for wages, under any conditions or terms, for longer hours or days of service than is consistent
7 with the person's health and physical well-being and ability to promote the general welfare by the
8 person's increasing usefulness as a healthy and intelligent citizen.

9 (2) It hereby is declared that the working of any person more than 10 hours in one day in any
10 mill[*factory or manufacturing establishment*] or the working of any person more than eight hours,
11 exclusive of one hour, more or less, in one day, or more than 48 hours in one calendar week in
12 sawmills, planing mills, shingle mills and logging camps is injurious to the physical health and
13 well-being of such person, and tends to prevent the person from acquiring that degree of intelligence
14 that is necessary to make the person a useful and desirable citizen of the state.

15 **SECTION 2.** ORS 652.020 is amended to read:

16 652.020. (1) No person shall be employed in any mill[*factory or manufacturing establishment*] in
17 this state more than 10 hours in any one day, or in sawmills, planing mills, shingle mills and logging
18 camps more than eight hours, exclusive of one hour, more or less, in one day or more than 48 hours
19 in one calendar week, except logging train crews, guards, boiler operators and persons engaged in
20 the transportation to and from work, and employees when engaged in making necessary repairs, or
21 in the case of emergency where life and property are in imminent danger. However, employees may
22 work overtime not to exceed three hours in one day, conditioned that payment be made for said
23 overtime at the rate of time and one-half the regular wage.

24 (2) No employer shall require or permit any person to work in any place mentioned in this
25 section more than the hours provided for in this section during any day of 24 hours. No employer
26 shall permit or suffer an overseer, superintendent or other agent of the employer to violate this
27 section.

28 (3) This section does not apply to persons employed in the care of quarters or livestock, con-
29 ducting messhalls, superintendence and direction of work, or to the loading and removal of the fin-
30 ished forest product.

31 (4) Subsections (1) and (2) of this section do not apply to employees who are represented by a

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.
New sections are in **boldfaced** type.

1 labor organization for purposes of collective bargaining with their employer, provided limits on the
2 required hours of work and overtime payment have been agreed to between the employer and labor
3 organization, or if no agreement is reached, then, for the purposes of this subsection, such limits and
4 payments shall not be deemed to be changed from the previous collective bargaining agreement be-
5 tween the employer and labor organization unless the employees have been locked out, are engaged
6 in a strike or the employer has unilaterally implemented new terms and conditions of employment.

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