

S 1041

Restoring Overtime Pay Act of 2023

Congress: 118 (2023–2025, Ended)

Chamber: Senate

Policy Area: Labor and Employment

Introduced: Mar 29, 2023

Current Status: Read twice and referred to the Committee on Health, Education, Labor, and Pensions.

Latest Action: Read twice and referred to the Committee on Health, Education, Labor, and Pensions. (Mar 29, 2023)

Official Text: <https://www.congress.gov/bill/118th-congress/senate-bill/1041>

Sponsor

Name: Sen. Brown, Sherrod [D-OH]

Party: Democratic • **State:** OH • **Chamber:** Senate

Cosponsors (20 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Baldwin, Tammy [D-WI]	D · WI		Mar 29, 2023
Sen. Blumenthal, Richard [D-CT]	D · CT		Mar 29, 2023
Sen. Booker, Cory A. [D-NJ]	D · NJ		Mar 29, 2023
Sen. Cantwell, Maria [D-WA]	D · WA		Mar 29, 2023
Sen. Casey, Robert P., Jr. [D-PA]	D · PA		Mar 29, 2023
Sen. Duckworth, Tammy [D-IL]	D · IL		Mar 29, 2023
Sen. Durbin, Richard J. [D-IL]	D · IL		Mar 29, 2023
Sen. Lujan, Ben Ray [D-NM]	D · NM		Mar 29, 2023
Sen. Markey, Edward J. [D-MA]	D · MA		Mar 29, 2023
Sen. Merkley, Jeff [D-OR]	D · OR		Mar 29, 2023
Sen. Murphy, Christopher [D-CT]	D · CT		Mar 29, 2023
Sen. Murray, Patty [D-WA]	D · WA		Mar 29, 2023
Sen. Padilla, Alex [D-CA]	D · CA		Mar 29, 2023
Sen. Reed, Jack [D-RI]	D · RI		Mar 29, 2023
Sen. Sanders, Bernard [I-VT]	I · VT		Mar 29, 2023
Sen. Schatz, Brian [D-HI]	D · HI		Mar 29, 2023
Sen. Schumer, Charles E. [D-NY]	D · NY		Mar 29, 2023
Sen. Warren, Elizabeth [D-MA]	D · MA		Mar 29, 2023
Sen. Wyden, Ron [D-OR]	D · OR		Mar 29, 2023
Sen. Whitehouse, Sheldon [D-RI]	D · RI		Apr 19, 2023

Committee Activity

Committee	Chamber	Activity	Date
Health, Education, Labor, and Pensions Committee	Senate	Referred To	Mar 29, 2023

Subjects & Policy Tags

Policy Area:

Labor and Employment

Related Bills

Bill	Relationship	Last Action
118 HR 2395	Identical bill	Mar 29, 2023: Referred to the House Committee on Education and the Workforce.

Summary (as of Mar 29, 2023)

Restoring Overtime Pay Act of 2023

This bill requires the Department of Labor to increase the salary threshold applicable to bona fide executive, administrative, and professional employees for purpose of determining eligibility for overtime pay. The bill phases in the increased threshold over which employees are exempt from overtime pay requirements beginning at an annual salary of \$45,000 upon the bill's effective date. (The current threshold is generally \$35,568.) Beginning in 2028, Labor must annually update the threshold to the 55th percentile (nationally) of weekly earnings for full-time salaried workers.

Further, the exemption from overtime pay for bona fide executive, administrative, and professional employees does not apply if at least 20% of an employee's duties are not directly or closely related to the performance of executive or administrative activities.

In addition, the Bureau of Labor Statistics shall publish quarterly on its website data about the weekly earnings of full-time salaried workers by census region.

Actions Timeline

- **Mar 29, 2023:** Introduced in Senate
- **Mar 29, 2023:** Read twice and referred to the Committee on Health, Education, Labor, and Pensions.

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