

118TH CONGRESS  
1ST SESSION

# H. R. 6128

To amend the Fair Labor Standards Act of 1938 to exempt certain employees engaged in outdoor recreational outfitting or guiding services from maximum hours requirements.

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## IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 1, 2023

Mr. MOORE of Utah (for himself and Ms. PETERSEN) introduced the following bill; which was referred to the Committee on Education and the Workforce

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## A BILL

To amend the Fair Labor Standards Act of 1938 to exempt certain employees engaged in outdoor recreational outfitting or guiding services from maximum hours requirements.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Outdoor Recreational  
5 Outfitting and Guiding Act”.

1 **SEC. 2. EXEMPTION WITH RESPECT TO CERTAIN EMPLOY-**  
2 **EES ENGAGED IN OUTDOOR RECREATIONAL**  
3 **OUTFITTING OR GUIDING SERVICES.**

4 Section 13(b) of the Fair Labor Standards Act (29  
5 U.S.C. 213(b)) is amended by inserting after paragraph  
6 (3) the following:

7 “(4) any employee principally engaged in out-  
8 door recreational outfitting or guiding services and  
9 employed by an employer principally engaged in the  
10 business of providing such outfitting or guiding serv-  
11 ices that—

12 “(A) does not operate for more than seven  
13 months in any calendar year; or

14 “(B) had average receipts for any six  
15 months of the preceding calendar year that  
16 were not more than  $33\frac{1}{3}$  per centum of its av-  
17 erage receipts for the other six months of such  
18 year; or”.

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