

117TH CONGRESS  
2D SESSION

# H. R. 8756

To amend the Fair Labor Standards Act of 1938 to provided for the preemption of certain State overtime laws for agricultural employees.

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## IN THE HOUSE OF REPRESENTATIVES

AUGUST 30, 2022

Mr. JACOBS of New York introduced the following bill; which was referred to the Committee on Education and Labor

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## A BILL

To amend the Fair Labor Standards Act of 1938 to provided for the preemption of certain State overtime laws for agricultural employees.

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 “Protect Local Farms  
5       Act”.

6       **SEC. 2. PREEMPTION OF CERTAIN STATE OVERTIME LAWS**  
7       **FOR AGRICULTURAL EMPLOYEES.**

8       Section 18 of the Fair Labor Standards Act of 1938  
9       (29 U.S.C. 218) is amended—

1           (1) in subsection (a), by striking “No provision  
2       of this Act or of any order thereunder” and insert-  
3       ing “Except as provided in subsection (c), no provi-  
4       sion of this Act or of any order thereunder”; and

5           (2) by adding at the end the following:

6       “(c) The provisions of this Act shall preempt any  
7       State law that provides for a maximum workweek for em-  
8       ployees employed in agriculture of less than 60 hours.”.

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