

Wage and Hour Division, Labor

§519.1

are joint employers of agricultural laborers, each employer is responsible for maintaining and preserving the records required by this section. Duplicate records of hours and earnings are not required. The requirements will be considered met if the employer who actually pays the employees maintains and preserves the records specified in paragraphs (c) and (f) of this section.

§516.34 Exemption from overtime pay for time spent by certain employees receiving remedial education pursuant to section 7(q) of the Act.

With respect to each employee exempt from the overtime pay requirements of the Act for time spent receiving remedial education pursuant to section 7(q) of the Act and §778.603 of this title, the employer shall maintain and preserve records containing all the information and data required by §516.2 and, in addition, shall also make and preserve a record, either separately or as a notation on the payroll, showing the hours spent each workday and total hours each workweek that the employee is engaged in receiving such remedial education that does not include any job-specific training but that is designed to provide reading and other basic skills at or below the eighth-grade level or to fulfill the requirements for a high school diploma (or General Educational Development certificate), and the compensation (at not less than the employee's regular rate of pay) paid each pay period for the time so engaged.

[56 FR 61101, Nov. 29, 1991]

PART 519—EMPLOYMENT OF FULL-TIME STUDENTS AT SUBMINIMUM WAGES

Subpart A—Retail or Service Establishments, and Agriculture

Sec.

- 519.1 Applicability of the regulations in this subpart.
- 519.2 Definitions.
- 519.3 Application for a full-time student certificate.
- 519.4 Procedure for action upon an application.
- 519.5 Conditions governing issuance of full-time student certificates.

- 519.6 Terms and conditions of employment under full-time student certificates and under temporary authorization.
- 519.7 Records to be kept.
- 519.8 Amendment or replacement of a full-time student certificate.
- 519.9 Reconsideration and review.
- 519.10 Amendment or revocation of the regulations in this subpart.

Subpart B—Institutions of Higher Education

- 519.11 Applicability of the regulations in this subpart.
- 519.12 Definitions.
- 519.13 Application for a full-time student certificate.
- 519.14 Procedure for action upon an application.
- 519.15 Conditions governing issuance of full-time student certificates.
- 519.16 Terms and conditions of employment under full-time student certificates and under temporary authorization.
- 519.17 Records to be kept.
- 519.18 Amendment or replacement of a full-time student certificate.
- 519.19 Reconsideration and review.
- 519.20 Amendment or revocation of the regulations in this subpart.

AUTHORITY: Secs. 11 and 14, 52 Stat. 1068; sec. 11, 75 Stat. 74; secs. 501 and 602, 80 Stat. 843, 844 (29 U.S.C. 211, 214).

SOURCE: 40 FR 6329, Feb. 11, 1975, unless otherwise noted.

Subpart A—Retail or Service Establishments, and Agriculture

§519.1 Applicability of the regulations in this subpart.

(a) *Statutory provisions.* Under section 14 of the Fair Labor Standards Act of 1938, as amended, and the authority and responsibility delegated to him/her by the Secretary of Labor (36 FR 8755) and by the Assistant Secretary for Employment Standards (39 FR 33841) the Administrator of the Wage and Hour Division is authorized and directed, to the extent necessary in order to prevent curtailment of opportunities for employment, to provide by regulation or order for the employment, under certificates, of full-time students in retail or service establishments, or in agriculture. That section contains provisions requiring a wage rate in such certificates of not less than 85 percent of the minimum wage applicable under section 6 of the Act, limiting weekly