

NDA Requests Extension of Comment Period for Overtime Rule

The Department of Labor (DOL) recently published a [Notice of Proposed Rulemaking](#) altering the overtime pay regulations under the Fair Labor Standards Act (FLSA). The proposed rule would increase the minimum salary threshold for overtime eligibility from \$35,568 per year to \$55,068 per year. The proposal would also implement automatic increases to the threshold every three years.

Due to the significant economic impact the proposed rule would have on employers and employees, NDA has [formally requested](#) a 60-day extension of the comment period with DOL into January of 2024. NDA believes an extended comment period is needed for stakeholders to fully analyze the rulemaking and better understand its effect on the regulated community. This extended comment period will allow for NDA and other stakeholders to provide DOL with comprehensive and informative comments on the proposed rule.

NDA has been closely monitoring the overtime rule over the last several months and has held meetings with Biden administration officials to discuss the impact this proposed rule could have on the demolition industry. NDA remains committed to advocating for sensible overtime policies that do not negatively affect employers, employees, and the U.S. economy.

A summary of the Department of Labor's proposed rule can be found below:

- Increases the minimum salary level for overtime eligibility from \$684 per week (\$35,568 per year) to \$1,059 per week (\$55,068 per year).
- Increases the total annual compensation requirement for highly compensated employees from \$107,432 per year to \$143,988 per year.
- Implements automatic increases to the minimum salary threshold which would be updated every 3 years and tied to the 35th percentile of weekly earnings of full-time non hourly workers in the lowest-wage Census Region.
- Applies the overtime standard salary level to Puerto Rico, Guam, the U.S. Virgin Islands, and the Commonwealth of the Northern Mariana Islands.
- No proposed changes to the standard duties test.

EPA Announces \$100 Million for Recycling Infrastructure Projects

The U.S. Environmental Protection Agency (EPA) recently [announced](#) more than \$100 million from the NDA-backed Bipartisan Infrastructure Law to expand recycling infrastructure and waste management systems across the country. EPA has selected 25 communities to receive grants totaling more than \$73 million under the newly created Solid Waste Infrastructure for Recycling [funding opportunity](#). In addition, the agency is making available approximately [\\$32 million for states and territories](#) to improve solid waste management planning, data collection and implementation of plans.