

Every employer shall pay to each of his employees, except as may be provided pursuant to this subtitle, wages at the following rates:

(3) All employees as may be subject to the provisions of this subtitle shall receive a wage of one and one-half (1 1/2) times their usual hourly wage rate for any hours worked in excess of forty (40) hours during any work week except that this subsection shall not apply to any of the following employees:

(a) Any employee employed by an establishment which is an amusement or recreational establishment including swimming pools, if (a) it does not operate for more than seven months in any calendar year, or (b) during the preceding calendar year, its average receipts for any six months of such year earn more than 33 1/3 per centum of its average receipt for the other six months of such year.

(b) Any employee with respect to whom the United States Secretary of Transportation has power to establish qualifications and maximum hours of service pursuant to the provisions of § 204 of the Federal Motor Carrier Act, 1935, or any employee of an employer subject to the provisions of Part I of the Interstate Commerce Act.

(c) Any employee employed by an establishment which is a hotel, motel, or a restaurant; or any employee who (a) is employed by an establishment which is any institution (other than a hospital) primarily engaged in the care of the sick, the aged, [or the mentally ill or defective] INDIVIDUALS WITH A MENTAL DISORDER, OR MENTALLY RETARDED INDIVIDUALS who reside on the premises, (b) receives compensation for employment in excess of forty-eight hours in any work week at a rate not less than one and one-half times the regular rate at which he is employed.

(d) Any employee who is employed as a salesman, partsman, or mechanic primarily engaged in selling or servicing automobiles, trailers, trucks, or farm machinery if employed by a nonmanufacturing establishment primarily engaged in the business of selling such vehicles to ultimate purchasers.

(e) Any employee who is employed by a gasoline service station hereby defined as primarily engaged in selling gasoline and lubricating oils, and which may sell other merchandise or perform minor repair work.

(f) Any employee of a bowling establishment if such employee receives compensation for employment in excess of 48 hours in any work week at a rate not less than 1 and 1/2 times the regular rate at which he is employed.