

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 workweek 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.

(K) (1) NOTWITHSTANDING PARAGRAPH (A) OF THIS SUBSECTION, THEATRE CRAFT OR TRADE EMPLOYEES OF A CONCERT PROMOTER, MUSIC PAVILION, LEGITIMATE THEATRE, MUSIC FESTIVAL, OR THEATRICAL SHOW SHALL RECEIVE A WAGE OF 1 1/2 TIMES THEIR USUAL HOURLY RATE FOR ANY HOURS WORKED IN EXCESS OF 40 HOURS PER EMPLOYER DURING ANY WORKWEEK.

(2) THIS PROVISION- PARAGRAPH DOES NOT APPLY TO ANY EMPLOYEE WHO IS EMPLOYED BY A NONPROFIT EMPLOYER.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1985.

May 28, 1985

The Honorable Melvin A. Steinberg
President of the Senate
State House
Annapolis, Maryland 21404

Dear Mr. President:

In accordance with Article II, Section 17 of the Maryland Constitution, I have today vetoed Senate Bill 536.

This bill requires the Secretary of Personnel to give credit to applicants for employment with the Division of Correction who are residents of counties in the State that have experienced a certain unemployment rate.

House Bill 1123, which was passed by the General Assembly and signed by me on May 21, 1985, accomplishes the same purpose. Therefore, it is not necessary for me to sign Senate Bill 536.