



ADMINISTRATIVE RULE WAIVER REQUEST

Petitioner Name: Stephen Larson

Contact Information: 515.281.7402

Hiring Authority: Alcoholic Beverages Division

Administrative Rule to be Waived: 11 IAC 53.11 (8A) Overtime

Statement of Rule:

53.11(3) Exempt job classes. An employee in an overtime exempt job class shall not be paid for hours worked or in pay status over 40 hours in a workweek.

List the names of the persons or the description of the class known by petitioner to be affected:

CO2: Brian Drewry, Deanne Krumm, Jeff Cam, PP3: Jessica Ekman, PP2: Chuck Crabtree.

Briefly describe the change requested, including the portion of the rule to be waived:

Request the ability to pay five exempt employees for hours worked over 40 in a pay week due to COVID-19 enforcement initiative.

Justification for waiving rule (attach additional sheets, as needed):

The ABD is conducting statewide Covid-19 compliance inspections/investigations in support of Governor Reynolds' emergency proclamation related to bars, breweries, restaurants, and wineries. The ABD currently has 6 - 10 total personnel with the proper training and education to carry out these functions. There are currently approximately 6,000 on-premise licensees. From July 24, 2020 to October 22, 2020 the ABD has conducted 1,971 inspections with those 6 - 10 personnel. The compliance officers that are involved in this work and listed above are not OT eligible. We would like to compensate the compliance officers for work completed over 40 hours in a workweek due to this special assignment.

Department Director Signature *Stephen Larson* Date 10.23.20

DAS-HRE Bureau Chief Signature _____ Date _____

Decision:

- Granted
- Denied

Signature of DAS Director's Designee/COO of DAS-HRE *Christy Niskaus* Date 10/27/2020