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## **OLR Bill Analysis**

### **SB 831**

#### ***AN ACT CONCERNING COMMERCIAL MORTGAGE LOAN ORIGINATORS.***

#### **SUMMARY**

This bill excludes from the state's overtime pay requirements (time and one-half after 40 hours a week) commercial mortgage loan originators considered to be highly compensated employees under federal regulations. The law already excludes highly compensated mortgage loan originators from the requirements.

Under federal regulations, someone with total annual compensation of at least \$107,432, whose primary duty includes office or non-manual work, and who customarily and regularly performs exempt duties or responsibilities of an executive, administrative, or professional employee as identified in regulation, is exempt from the minimum wage and overtime pay requirements of the federal Fair Labor Standards Act (29 C.F.R. § 541.601).

The bill applies to individuals who for, or with the expectation of, compensation or gain for themselves or their employer (1) accept a commercial mortgage loan application or (2) offer or negotiate a commercial mortgage loan's terms. The loans involved are those which are primarily not for personal, family, or household use.

EFFECTIVE DATE: October 1, 2021

#### **COMMITTEE ACTION**

Banking Committee

Joint Favorable

Yea 18 Nay 0 (02/23/2021)