◯ MINIMUM WAGE ACT *(HOURS AND OVERTIME)*

STATUTORY CITATION: N.M. Stat. §§ 50-4-19 – 50-4-30

GENERAL SUMMARY: In addition to establishing a statewide wage floor, the Minimum Wage Act generally obliges employers in New Mexico to pay overtime compensation, at 1 1/2 times the worker's regular hourly pay rate, for every hour an employee is required to work in excess of 40 hours in any week of seven days.

PROVISIONS APPLICABLE TO AGRICULTURE

AGRICULTURAL WORKERS — The overtime provision of the Minimum Wage Act ***does not apply*** to agricultural workers.

COTTON GIN WORKERS — For an aggregate period of up to 14 weeks in any calendar year, the overtime provision also ***does not apply*** to any employer of workers who are engaged in the ginning of cotton in any county where cotton is grown in commercial quantities.

ADMINISTRATION AND ENFORCEMENT

PRIMARY ENFORCEMENT AGENCY — *Wage and Hour Section, New Mexico Department of Workforce Solutions, Albuquerque, New Mexico 87103.*

SECONDARY OR ASSOCIATED ENFORCEMENT AGENCY — *None.*