

**AMENDMENT TO THE AMERICAN RESCUE PLAN**  
**ACT OF 2021**  
**OFFERED BY MR. RODNEY DAVIS OF ILLINOIS**

Page 65, after line 24, insert the following:

1 **SEC. 2105. AMENDMENT TO THE FAIR LABOR STANDARDS**

2 **ACT 1938.**

3 Section 6 of the Fair Labor Standards Act (29  
4 U.S.C. 206), as amended by section 2101, is further  
5 amended by adding at the end the following:

6 “(i) Nothing in this subsection shall limit the amount  
7 of a minimum wage set pursuant to this section, or of a  
8 minimum wage set by a State or municipality pursuant  
9 to section 18 of this Act, provided that: notwithstanding  
10 section 18 or any other provision of law, no State or mu-  
11 nicipality shall adopt any law or ordinance which has the  
12 purpose or effect of establishing a minimum wage which  
13 distinguishes, classifies, or establishes any requirement on  
14 an employer based on its status as excluded from the defi-  
15 nition of “enterprise” pursuant to the second sentence of  
16 section 3(r)(1).”.

