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Wage & Hour Developments

# DOL Issues Guidance for Tracking Non-Exempt Remote Workers' Time

In response to the COVID-19 pandemic, the U.S. Department of Labor (DOL) issued a [Field Assistance Bulletin No. 2020-5 \(Bulletin\)](#) in late August 2020 that addressed the subject of an employer's obligation under the Fair Labor Standards Act (FLSA) to exercise reasonable diligence in tracking the hours of work for non-exempt employees working remotely. The Bulletin recognizes the need under the FLSA for employers to pay employees for all hours worked, including work performed at home. But it also recognizes that when non-exempt employees work remotely at locations not controlled by the employer that it may be difficult to define what an employer actually knows with regard to the time worked. Read full post on [Coronavirus \(COVID-19\): Guidance for Businesses](#).

## Authors



### [Heather M. Sager](#)

Partner

[HSager@perkinscoie.com](mailto:HSager@perkinscoie.com) [415.344.7115](tel:415.344.7115)



### [Jill L. Ripke](#)

Senior Counsel

[JRipke@perkinscoie.com](mailto:JRipke@perkinscoie.com) [310.788.3260](tel:310.788.3260)

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## **Wage & Hour Developments**

The regulatory landscape, appetite for administrative agency enforcement, and judicial interpretations related to wage-and-hour issues are rapidly evolving. Our blog is a one-stop resource for federal- and state-level updates and analysis on wage-and-hour-related developments affecting employers.

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