

Rules for Government Volunteers, Students, Trainees and Interns

Under the NYS Minimum Wage Act and Orders

The New York State Minimum Wage Act and Wage Orders contain the state's rules for minimum wage and overtime. These rules are in addition to those required by federal law. This guideline will help employers and employees understand their rights and obligations under state law.

Government Agencies

The State Minimum Wage Acts and Orders do not apply to public agencies. This includes:

- Federal
- State
- County
- City
- Village
- Town
- School district
- Certain quasi-government agencies

This guideline only applies to the NYS Minimum Wage Act and Orders. It does not apply to Unemployment Insurance, Workers' Compensation, Public Work and/or any other law.

Therefore, public agencies do not have to pay minimum wage to volunteers, students, trainees and interns. However, school districts **must** pay minimum wage to employees who are not teachers.