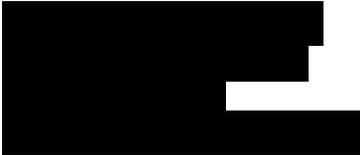




New York State Department of Labor
David A. Paterson, *Governor*
M. Patricia Smith, *Commissioner*

August 29, 2008



Re: Request for Opinion
Frequency of Pay
RO-08-0102

Dear 

Your e-mail of August 7, 2008 asks whether the Labor Law contains any requirements as to the frequency in which an employee working in a bona fide professional capacity earning more than \$900 per week must be paid.

There are currently no provisions in the New York State Labor Law that impose any requirements on the frequency of payment to employees working in a bona fide professional capacity earning more than \$900 per week.

This opinion is based on the information provided in your e-mail of August 7, 2008. A different opinion might result if the circumstances outlined in your letter changed, if the facts provided were not accurate, or if any other relevant fact was not provided.

Very truly yours,

Maria L. Colavito, Counsel

By: Jeffrey G. Shapiro
Associate Attorney

JGS:jc
cc: Carmine Ruberto