

WH 35

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11 SEP 1975

This is in reply to your letter of July 30, 1975, concerning the status under the Fair Labor Standards Act of volunteer services donated to your City.

The principles stated in WH Publication <sup>1297</sup> 1297 (Revised February 1973), entitled Employment Relationship Under the Fair Labor Standards Act, concerning volunteer services are applicable to public agencies, excepting public agencies engaged in fire protection or law enforcement activities (including security personnel in correctional institutions). The latter public agencies are governed by the principles stated in section 553.11 of the enclosed copy of 29 CFR Part 553.

Sincerely,

Herbert J. Good  
Assistant Administrator  
Wage and Hour Division

Warren D. Lendie  
Acting Administrator  
Wage and Hour Division

Enclosure