

U. S. DEPARTMENT OF LABOR
WAGE AND HOUR DIVISION
Washington

WAGE AND HOUR DIVISION EXTENDS "SEASONAL" REGULATION

Administrator Elmer F. Andrews of the Wage and Hour Division, U. S. Department of Labor, today (Thursday) announced extension for a month of a temporary regulation allowing industries of a presumably seasonal nature a partial relaxation from the overtime provisions in the Fair Labor Standards Act.

The regulation, designed to avoid delay in granting seasonal designations to industries which might be in immediate need of them, was to be terminated December 31, 1938. It has been extended to January 31, 1939.

The Act allows 12 hours a day or 56 hours a week of work without overtime pay for a period or periods aggregating not more than 14 weeks in industries "found by the Administrator to be of seasonal nature." For work over 12 hours a day, or 56 hours a week, pay at the rate of not less than time and one-half is required.

The regulation designates as "seasonal" those industries which, because of climate or other natural conditions, produce 50 per cent or more of their output in a period or periods aggregating not more than 14 weeks. Industries producing less than 50 per cent of their annual output during 14 weeks of their seasonal peak must obtain official designation from the Administrator before operating under the "seasonal" allowances of the law.

The Administrator said that applications from several industries for permanent designations as seasonal, including the northern lumber, the natural ice industries, were under consideration and would be acted upon promptly.

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