

U. S. DEPARTMENT OF LABOR
Wage and Hour Division
Washington

HEARING JUNE 19, 1939, ON APPLICATION FOR SEASONAL EXEMPTION
FOR SURFACE MINING INDUSTRIES

Applications having been made for limited exemption as seasonal industries, from the maximum hours provisions of the Fair Labor Standards Act of the surface mining of placer gold and clay and certain types of quarrying, dredging and excavating, Administrator Elmer F. Andrews of the Wage and Hour Division, U. S. Department of Labor, today set June 19, 1939, for a hearing on the request. The hearing will be at the Raleigh Hotel, Twelfth Street and Pennsylvania Avenue, N. W. at 10:00 o'clock, on the formal question of whether these industries are of a seasonal nature and therefore entitled to the exemption contained in Part 526 of the Regulations issued under Section 7 (b)(3) of the Fair Labor Standards Act.

In applications filed by the Arctic Circle Exploration Company, American Colloid Company, National Crushed Stone Association, Inc., National Sand and Gravel Association, National Industrial Sand Association and others, they asked for the inclusion in the term "industries of a seasonal nature" of the mining of placer gold and clay, the quarrying of dimension stone and crushed stone, and the dredging and excavating of sand and gravel and industrial sand from surface or open cuts, and necessary milling activity incident to such operations.

The extraction of the products mentioned from pit, bank or marine deposits by hand or power methods, will be covered in the hearing, which will not, however, embrace any underground operations.

Those interested in appearing at the hearing must file notice with the Administrator at Washington by June 15.