

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

ENGLISH WALNUT SEASONAL EXEMPTION PROPOSED

The partial exemption from the hours provisions of the Fair Labor Standards Act for the handling of English walnuts in California, Oregon and Washington was proposed today by Administrator Elmer F. Andrews of the Wage and Hour Division, U. S. Department of Labor, in a preliminary finding that this industry is entitled to exemption as a seasonal one.

The Administrator, after a study of the applications of the California Walnut Growers' Association and the North Pacific Nut Growers' Cooperative, issued a preliminary determination (Federal Register, August 29, 1939) declaring that a prima facie case had been shown for the granting of an exemption for the receiving, grading and packing of English walnuts as a branch of an industry of a seasonal nature. This work can be done only during the season from September to December, and the work ceases at the end of that season. Under the exemption proposed, which will become final unless objection is made within 15 days, employees could be worked up to 12 hours a day or 56 hours a week without overtime pay for a fourteen week period.

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