

U. S. DEPARTMENT OF LABOR

WAGE AND HOUR DIVISION

ADMINISTRATIVE ORDER NO. 34

APPOINTMENT OF INDUSTRY COMMITTEE NO. 9

FOR THE

RAILROAD CARRIER INDUSTRY

1. By virtue of and pursuant to the authority vested in me by the Fair Labor Standards Act of 1938, I, Harold D. Jacobs, Acting Administrator of the Wage and Hour Division, U. S. Department of Labor, do hereby appoint and convene for the railroad carrier industry (as such industry is defined in paragraph 2) an industry committee composed of the following representatives:

For the Public:

Frank Porter Graham, Chairman, Chapel Hill, N. C.
Charles S. Johnson, Nashville, Tennessee
William Homer Spencer, Chicago, Illinois
Oscar K. Cushing, San Francisco, California

For the Employees:

George Wright, Chicago, Illinois
T. C. Carroll, Umatilla, Florida
H. A. Bacus, Cincinnati, Ohio
James McNamara, Washington, D. C.

For the Employers:

E. J. McClees, New York, N. Y.
C. D. Mackay, Washington, D. C.
Edward Murrin, Chicago, Illinois
J. H. Hunt, Washington, D. C.

Such representatives having been appointed with due regard to the geographical regions in which such industry is carried on.

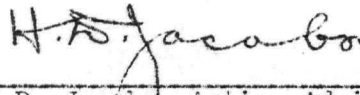
2. As used in this order the term "Railroad Carrier Industry" means the industry carried on by any express company, sleeping car company or carrier by railroad, subject to Part I of the Interstate Commerce Act, and by any company which is directly or indirectly owned or controlled by one or more such carriers or under common control therewith, and which operates any equipment or facility or per-

forms any service (except trucking service, casual service and the casual operation of equipment of facilities) in connection with the transportation of passengers or property by railroad, or the receipt, delivery, elevation, transfer in transit, refrigeration or icing, storage, or handling of property transported by railroad, and by any receiver, trustee, or other individual or body, judicial or otherwise, when in the possession of the property or operating all or any part of the business of any such company or carrier by railroad:

Provided, however, That the term "Railroad Carrier Industry" shall not include the industry carried on by any street, interurban, or suburban electric railway, unless such railway is operating as a part of a general steam-railroad system of transportation, but shall not exclude any part of the general steam-railroad system of transportation now or hereafter operated by any other motive power.

3. The industry committee herein created, in accordance with the provisions of the Fair Labor Standards Act of 1938 and rules and regulations promulgated thereunder, shall meet at the call of its chairman and shall proceed to investigate conditions in the industry and recommend to the Administrator minimum wage rates for all employees thereof who within the meaning of said act are "engaged in commerce or in the production of goods for commerce", excepting employees exempted by virtue of the provisions of Section 13(a) and employees coming under the provisions of Section 14.

Signed at Washington, D. C., this 2nd day of November, 1939.



Harold D. Jacobs, Acting Administrator
Wage and Hour Division
Department of Labor