

GALLUP POLL SHOWS 71% NATIONAL APPROVAL OF WAGE AND HOUR LAW

Approval Is A Gain Since The Law Passed

The poll on the Act shows the following:

ARE YOU IN FAVOR OF NEW WAGE AND HOURS LAW?

	Yes	No.
National	71%	29%
Sections		
New England States	79	21
Middle Atlantic	77	23
East Central	66	34
West Central	75	25
South	59	41
West	73	27
Groups		
Democrats	80	20
Republicans	51	49
Employers	56	44
Employees	79	21

DO YOU THINK YOUR EMPLOYER PAYS YOU A FAIR WAGE?

Employees only		
National	79	21
Occupations		
Skilled workers	80	20
Unskilled workers	75	25
White collar workers	84	16
Professional workers (teachers, etc.)	77	23

DO YOU THINK YOUR EMPLOYER REQUIRES YOU TO
WORK TOO MANY HOURS A WEEK?

Employees only		
National	13	87

NOTE: When President Roosevelt asked for enactment of the FLSA a year ago, 69 percent favored in principle. Two years ago, 61 percent were favorable. In January, 1938, the South favored the law 63 percent.

NRA had a "big following" when launched in June, 1933. In May, 1934, favorable had dropped to 52, and in May, 1935, shortly before it was invalidated by the Supreme Court, favorable dropped to 37.

Secretary of Labor Perkins releases annual report of Department of Labor. (See Sunday newspapers, Jan. 1). Information Branch will arrange to obtain copies for each branch. Heads of other branches should notify Information immediately as to how many copies are wanted by them.

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The Washington Post carried editorial Saturday commenting on speech of Alfred D. Stedman, former head of AAA Information Branch, before American Political Science Association at Columbus, Ohio, last week, on "government propoganda." This editorial is extremely enlightening and is being circulated in regular way among branch heads. Complete text of Stedman's speech may be borrowed from Information Branch.

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Kelly S. Searl, judge of county circuit court at Ithaca, Michigan, in suit of Mac Myers, 13-year-old newsboy against Lansing State Journal (in which Senator Vandenberg has minority stock interest) held that he is not subject to child labor provisions of FLSA.

Case was heard December 19. Nicholas E. Allen, attorney for Children's Bureau of Department of Labor, attended and offered ruling Act did not apply to Ithaca case.

Judge Searl granted injunction restraining newspaper from terminating a carrier contract and formally establishing status of Myers as "independent contractor."

Searl did not pass on constitutionality of FLSA but went out of his way to attack it and NLRB, and went out of his way to observe that "in view of the trend of recent decisions in the Federal courts, it is possible this statute (FLSA) may be, in part at least, held constitutional;" but that "this delegation of power (to the chief of the Children's Bureau) probably renders the statute unconstitutional."

NOTE: Suggest Legal Branch poll other branches and determine number of copies of Searl's opinion desired for their files.

-- New York Times, Jan. 1.

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Washington:- Carl C. Alpern, Chief, Opinion Section of the Legal Branch, was found dead in his apartment here yesterday.

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New York:- In "Business Outlook", the Journal of Commerce says:

"Retailers Fear State Hours Laws

Retailers are apprehensive over the possibility that State Fair Labor Standards acts that may ultimately be passed will fail to make a distinction as between stores of different types.

Hours regulation does not create insoluble problems for stores where purchases are consummated on the premises, as in drug, grocery, shoe and similar lines.

Where the unit of purchase is large and much service is required, however, as in furniture and heating equipment, the situation is quite different. Salesmen or advisers are frequently asked to visit the prospective purchaser's home for consultation or estimates. Ordinarily, such visits are made after regular working hours.

If State laws are modeled on the Federal law, such after-hours work would call for punitive overtime."

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Washington:- President Roosevelt may withdraw the name of Donald Wakefield Smith for reappointment to the National Labor Board (Louis Stark, pg. 1, N.Y. Times).

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Washington:- Frank Murphy takes oath of Attorney General.

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Washington:- Revision of Wagner Act, Social Securities Act, and a general revamping of transportation system, together with national defense and the working out of a method to put the unemployed to work head list of projects confronting Congress as it convenes.