

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

SPRING FRESHET DRIVING OF LUMBER THROUGHOUT U. S.  
SEASONAL INDUSTRY: WAGE-HOUR  
FINAL FINDING

Spring freshet driving of lumber, already declared a branch of a seasonal industry in certain states, is seasonal throughout the United States; and as such is partially exempt from the hours provisions of the Fair Labor Standards Act, according to a final finding announced today by the Wage and Hour Division, U. S. Department of Labor. (Federal Register April 16, 1940.)

Employees in spring freshet driving of lumber may now work up to twelve hours a day and fifty-six a week, without overtime payment, for an aggregate of fourteen workweeks per year, according to this finding of the Wage-Hour Administrator, Colonel Philip B. Fleming. No objections were filed to a preliminary determination, that a prima facie case had been shown for granting exemption.

Previously the Wage-Hour Division held that spring freshet driving of lumber is seasonal in Maine, New Hampshire, New York and Vermont, after a public hearing April 17, and 18, 1939. Subsequently, after proper applications and findings, the exemption was made applicable also to Michigan, Minnesota, and Wisconsin. Since then H. C. Oliver of Helena, Arkansas, and others, applied to the Administrator for an extension of the exemption, claiming that spring freshet driving elsewhere is similar in all material aspects to that in the states already specifically named.

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