

U. S. DEPARTMENT OF LABOR  
WAGE AND HOUR DIVISION  
WASHINGTON, D. C.

GARDEN SEED AND SEED CORN SEASONAL EXEMPTION MADE FINAL

Exemption for the cleaning and preparing of garden seed and seed corn at country cleaning plants from the hours provision of the Fair Labor Standards Act as a "seasonal" industry was made final today by the Wage and Hour Division, U. S. Department, of Labor. (Federal Register April 30, 1940)

Colonel Philip B. Fleming, Administrator of the Wage and Hour Division made this final finding after an application by the American Seed Trade Association and sundry other parties had been filed. A prima facie case had been shown for granting this exemption, and no objections were filed to the preliminary determination.

As a "seasonal" industry, the cleaning and preparing of garden seed and seed corn may be carried on for 12 hours in any workday, or for 56 hours in any workweek, as the case may be, for a period or periods aggregating 14 workweeks in any calendar year before the overtime provisions requiring payment of at least time and one-half the regular rate of pay become effective.

The term "country cleaning plants" is understood to designate those establishments wherein the seed crop is received direct from the farmers (and no part of which is shipped from other plants) and is cleaned, purified, sorted, dried, graded, and otherwise rendered suitable for seed.

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