

UNITED STATES DEPARTMENT OF LABOR
WAGE AND HOUR DIVISION

WASHINGTON, D. C.

TITLE 29 - LABOR
CHAPTER V - WAGE AND HOUR DIVISION

IN THE MATTER OF THE RECOMMENDATIONS OF INDUSTRY
COMMITTEE NO. 2 FOR MINIMUM WAGE RATES IN THE
APPAREL INDUSTRY (SPORTSWEAR AND OTHER ODD
OUTERWEAR DIVISION)

WAGE ORDER

Effective July 15, 1940

Part 561 - Minimum Wage Rates in the Apparel Industry - Sportswear and Other
Odd-Outerwear Division.

WHEREAS, pursuant to Section 8 of the Fair Labor Standards Act of 1938, the Administrator of the Wage and Hour Division of the United States Department of Labor has approved certain recommendations of Industry Committee No. 2 for minimum wage rates in the Apparel Industry, by a wage order of this date (Title 29, Chapter V, Code of Federal Regulations, Part 558) to which reference is here made with the same force and effect as if it were fully incorporated herein; and

WHEREAS, said wage order in Section 558.3 defines the Apparel Industry as the "manufacture of all apparel, apparel furnishings and accessories, made by the cutting, sewing, or embroidery processes, except: knitted outerwear, knitted underwear, hosiery, men's fur-felt, wool-felt, straw and silk hats, and bodies, ladies' and children's millinery, furs, and boots and shoes;" and

WHEREAS, Industry Committee No. 2 recommended a minimum wage rate of 40 cents an hour (except in Puerto Rico) for the Sportswear and Other Odd Outerwear Division included within the Apparel Industry as defined; and

WHEREAS, said recommendations have been approved by the Administrator, upon the grounds set forth in "Findings and Opinion of the Administrator, In the Matter of the Recommendations of Industry Committee No. 2 for Minimum Wage Rates in the Apparel Industry," dated May 15, 1940 (a copy of which may be had upon request addressed to the Wage and Hour Division, Washington, D. C.);

NOW, THEREFORE, IT IS ORDERED THAT

Section 561.1 - Approval of recommendation of Industry Committee No. 2 for the Sportswear and Other Odd Outerwear Division.

The Committee's recommendation for that division of the Apparel Industry designated as "Sportswear and Other Odd Outerwear" is hereby approved; and, in accordance with such recommendation,

Section 561.2 - Minimum wage rate.

Wages at a rate not less than 40 cents an hour (except in Puerto Rico) shall be paid under Section 6 of the Fair Labor Standards Act of 1938 by every employer to each of his employees in the Sportswear and Other Odd Outerwear Division of the Apparel Industry who is engaged in commerce or in the production of goods for commerce; and

Section 561.3 - Notices to be posted.

Every employer employing any employees so engaged in commerce or in the production of goods for commerce in the Sportswear and Other Odd Outerwear Division of the Apparel Industry shall post and keep posted, in a conspicuous place in each department of his establishment where such employees are working, such notices of this order as shall from time to time be prescribed by the Wage and Hour Division of the United States Department of Labor; and

Section 561.4 - Definition of Sportswear and Other Odd Outerwear Division.

The Sportswear and Other Odd Outerwear Division to which this order shall apply is hereby defined as that division of the Apparel Industry, as defined in Part 558.3 of these Regulations, which includes:

"The manufacture of men's, women's, and children's sportswear and other odd outerwear, including windbreakers, lumberjackets, mackinaws and mackinaw coats, melton jackets, blanket-lined and similar coats, leatherette coats and jackets, hunting coats and vests, riding clothing, ski-suits and snow-suits (except children's ski-suits and snow-suits), and similar garments not elsewhere specified in wage orders relating to the apparel industry as defined, from any woven materials or from purchased knitted materials;" and

Section 561.5 - Effective date.

This wage order shall become effective on the fifteenth day of July, 1940.

Signed at Washington, D. C. this 15th day of May, 1940.

Sections 561.1 to 561.5, inclusive, issued under the authority contained in
Sec. 8, 52 Stat. 1064; 29 U.S.C. Sup. IV, 208.



Philip B. Fleming
Administrator
Wage and Hour Division
U. S. Department of Labor

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