

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

SEASONAL EXEMPTION PROPOSED FOR GRASS AND FORAGE SEEDS

A prima facie case has been found for granting a seasonal exemption from the hours provision of the Fair Labor Standards Act for the cleaning and preparing of certain grass and other forage seed crops, it was announced today by the Wage and Hour Division, U. S. Department of Labor. (Federal Register, June 25, 1940.)

Application for the exemption was made by the Oregon Feed Dealers Association, Portland, Oregon. After investigation, Col. Philip B. Fleming, Wage and Hour Administrator, has determined that plants engaged primarily in the cleaning and preparing of perennial and common ryegrass, Hungarian vetch, hairy vetch, chewings fescue, tall fescue, Austrian winter peas, bent grass and Ladino clover seed crops appear to deserve classification as a seasonal industry. Such classification would permit the cleaning and preparing of the above named seed crops to be carried on for twelve hours in any workday or for 56 hours in any workweek for an aggregate of 14 workweeks in any calendar year, without overtime payment. The requirement that a minimum wage of 30 cents an hour be paid would not be affected.

The determination of a prima facie case for exemption will be held in abeyance for fifteen days. During that time any interested party may file an objection and request for hearing. If none is received, a final determination will then be made by the Administrator.

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