

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

SEASONAL EXEMPTION FOR PERU, INDIANA SAND AND
GRAVEL FIRM IS INDICATED

An extension of the seasonal exemption from the hours provision of the Fair Labor Standards Act for the northern branch of the sand and gravel industry was indicated today by the Wage and Hour Division, U. S. Department of Labor. (Federal Register, July 27, 1940:)

This proposed extension of the seasonal exemption applies to the sand and gravel plant of J. C. O'Connor & Sons, Inc., of Fort Wayne, Indiana, located near Peru, Miami County, Indiana, which was not included within the northern branch of the sand and gravel industry as originally defined.

Since it is said to work under the same conditions as plants in the northern branch, a prima facie case for the granting of such an extension was declared by the Division to exist. A fifteen-day period during which objections and request for hearing can be filed will elapse before a final determination by the Administrator.

If the exemption is granted, this plant can work its employees 12 hours a day or 56 hours a week during the period of exemption without payment of overtime. This exemption would not affect the requirement of paying the minimum wage of 30 cents an hour.

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