

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

FIVE ADDITIONAL REQUESTS FOR DETERMINATIONS IN CRUSHED STONE  
INDUSTRY HAVE BEEN FILED WITH WAGE-HOUR DIVISION

Five crushed stone firms in several sections of the United States have been granted "seasonal" exemptions in supplementary prima facie determinations, according to an announcement made today by Colonel Philip B. Fleming, Administrator of the Wage and Hour Division of the U. S. Department of Labor. These determinations when they become final will give the firms partial exemption from the maximum hours provisions of the Fair Labor Standards Act.

The original determination finds that quarrying of crushed stone from surface or open cuts is a seasonal industry in certain geographical areas of the country. It also provides that supplementary determinations are to be considered enlarging the scope of the northern branch, by the inclusion of such plants, or groups of plants, which operate in the same manner and for the same reasons as the plants in the northern branch which were described.

In accordance with procedure established by the Division, if no objections are received within 15 days, the northern branch definition will be enlarged to include these firms. Such exemption would allow employees to work up to 56 hours a week without overtime wages but does not affect the minimum wage provisions established by the Act.

Two firms which filed their own applications are the Kelley Island Lime and Transport Co., located at Kelley Island, (Erie County) Ohio and Klamath Concrete and Pipe Company, Klamath Falls, (Klamath Co.) Oregon. The National Crushed Stone Association has filed on behalf of three of its member companies: General Crushed Stone Co., of Easton, Pa., to include the excavating, hauling and processing of crushed stone by them at White Haven, (Luzerne Co.) Pa.,; LeRoy Lime and Crushed Stone Corporation of LeRoy (Genesee County) New York; and the T. P. Rogers Stone Company of Stroudsburg, (Monroe County) Pa. (Federal Register, August 23 and August 27, 1940)