

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

INACTIVE

NATIONAL ASSOCIATION FILES FOUR REQUESTS FOR ADDITIONAL SEASONAL
DETERMINATIONS IN CRUSHED STONE INDUSTRY

The National Crushed Stone Association, Inc. filed four requests for "seasonal" determinations in the crushed stone industry. The four firms it represents: North Mountain Crushed Stone Company, Luzerne, Pa., operating in Luzerne county; (Federal Register 9/7/40) Abram Cleason of Palmyra, New York operating at Sodus, Wayne county; the Genesee Stone Products Corporation, Batavia, N. Y., working in Genessee county; and the Rowe Contracting Company of Malden and Revere, Mass., operating in Middlesex and Suffolk counties (Federal Register 9/12/40) 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 have 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 a certain geographical area of the country. It also provides that supplementary determinations are to be considered increasing 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 after official publication, the northern branch definition will be enlarged by an official determination by the Administrator to include these four 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.