

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

INACTIVE

LAST OF CRUSHED STONE "SEASONAL" EXEMPTIONS  
FILED WITH WAGE-HOUR BECOME FINAL

"Seasonal" exemptions from the maximum hours provisions of the Fair Labor Standards Act are accorded four more crushed stone firms as the prima facie determinations that they are in a seasonal industry become final today. This clears the slate of all such requests which have been made by this industry, Colonel Philip B. Fleming, Administrator of the Wage and Hour Division, U. S. Department of Labor, announced.

The North Mountain Crushed Stone Company, Luzerne (Luzerne County), Pennsylvania (Federal Register, September 24, 1940); the Abram Cleason Company of Palmyra, New York, operating at Sodus (Wayne County); the Genesee Stone Products Corporation, Batavia (Genesee County), New York; and the Rowe Contracting Company of Malden and Revere, Massachusetts, operating in Middlesex and Suffolk counties (Federal Register, September 28, 1940), have been found to operate in the same manner as the northern branch of the industry. The excavating, hauling and processing of their product closes for about six months each year because of climatic conditions.

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 were described.

This exemption allows employees of the firm to work up to 12 hours a day, 56 hours a week without overtime wages but does not affect the minimum wage provisions established by the act.