

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

ADMINISTRATIVE ORDER NO. 104

APPOINTMENT OF INDUSTRY COMMITTEE NO. 28
FOR THE KNITTED AND MEN'S WOVEN UNDERWEAR
AND COMMERCIAL KNITTING INDUSTRY

1. By virtue of and pursuant to the authority vested in me by the Fair Labor Standards Act of 1938, I, Philip B. Fleming, Administrator of the Wage and Hour Division, U. S. Department of Labor, do hereby appoint and convene for the knitted and men's woven underwear and commercial knitting industry (as such industry is defined in paragraph 2) an industry committee composed of the following representatives:

For the Public:

William E. Simkin, Chairman, Philadelphia, Pennsylvania
Philip Taft, Providence, Rhode Island
Harry D. Wolfe, Chapel Hill, N. C.
Myrtle Brooke, Montevallo, Alabama
John DeQ. Briggs, St. Paul, Minnesota
Mary Barnett Gilson, Chicago, Illinois
William Haber, Ann Arbor, Michigan
Frank V. Morley, New York, New York

For the Employees:

Mrs. Willie M. Watson, Anniston, Alabama
Joseph R. White, Cohoes, New York
Emil Kieve, New York, New York
Samuel Shore, New York, New York
John S. Martin, Atlanta, Georgia
David Dubinsky, New York, New York
Dorothy J. Bellanca, New York, New York
C. M. Fox, Birmingham, Alabama

For the Employers:

L. B. Boynton, Newton, Massachusetts
Ralph M. Jones, Utica, New York
E. J. McMillan, Knoxville, Tennessee
T. O. Moore, Winston-Salem, North Carolina
T. H. Mueller, New York, New York
William Ravner, New York, New York
H. E. Sims, Piqua, Ohio
Mitchel Schneider, New York, New York

Such representatives having been appointed with due regard to the geographical regions in which such industry is carried on.

2. For the purpose of this order the term "knitted and men's woven underwear and commercial knitting industry" means:

a. The manufacturing, dyeing or other finishing of any knitted fabric made from any yarn or mixture of yarns, except:

1. The knitting from any yarn or mixture of yarns and the further manufacturing, dyeing or other finishing of knitted garments, knitted garment sections or knitted garment accessories for use as external apparel or covering which are partially or completely manufactured in the same establishment as that where the knitting process is performed; provided that this exception shall not be con-

strued to apply to the garments or garment accessories designated in clause (b) of this definition.

2. Fulleed suitings, coatings, topcoatings, or overcoatings containing more than 25 per cent, by weight, of wool or animal fiber other than silk.

3. Hosiery.

b. The manufacturing, dyeing or other finishing, from any yarn or mixture of yarns, or from purchased knitted fabric, of any of the following products.

1. Knitted garments or garment accessories for use as underwear, sleeping wear, or negligees.

2. Fleece-lined garments made from knitted fabric containing cotton only or containing any mixture of cotton and not more than 25 per cent, by weight, of wool or animal fiber other than silk.

3. Knitted shirts of cotton or any synthetic fiber or any mixture of such fibers which have been knit on machinery of 10-cut or finer in the same establishment as that where the knitting process is performed.


4. Knitted towels or cloths.

c. The manufacturing of men's and boy's underwear from any woven fabric.

3. The definition of the knitted and men's woven underwear and commercial knitting industry covers all occupations in the industry which are necessary to the production of the articles specified in the definition including clerical, maintenance, shipping, and selling occupations, provided, however, that such clerical, maintenance, shipping, and selling occupations when carried on in a wholesaling or selling department physically segregated from other departments of a manufacturing establishment, the greater part of the sales of which wholesaling or selling department are sales of articles which have been purchased for resale, shall not be deemed to be covered by this definition, and provided further that where an employee covered by this definition is employed during the same workweek at two or more different minimum rates of pay, he shall be paid the highest of such rates for such workweek unless records concerning his employment are kept by his employer in accordance with applicable regulations of the Wage and Hour Division.

4. The industry committee herein created shall meet in Conference Room A, Department of Labor Building, Washington, D. C., on June 16, 1941 at 10 A. M. The Committee, in accordance with the provisions of the Fair Labor Standards Act of 1938 and rules and regulations promulgated thereunder, shall proceed to investigate conditions in the industry and recommend to the Administrator minimum wage rates for all employees thereof who within the meaning of said Act are "engaged in commerce or in the production of goods for commerce," excepting employees exempted by virtue of the provisions of Section 13(a) and employees coming under the provisions of Section 14.

Signed at Washington D. C., this 8th day of May, 1941.


Philip B. Fleming, Administrator
Wage and Hour Division
U. S. Department of Labor