

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

NOTICE OF PUBLIC HEARING BEFORE INDUSTRY COMMITTEE
NO. 30 FOR THE PURPOSE OF RECEIVING EVIDENCE TO BE
CONSIDERED IN RECOMMENDING MINIMUM WAGE RATES FOR THE
LUMBER AND TIMBER PRODUCTS INDUSTRY

In conformity with the Fair Labor Standards Act of 1938, 52 Stat. 1060, and Section 511.11 of Part 511 of the Rules and Regulations issued pursuant thereto, notice is hereby given to all interested persons that a public hearing will be held beginning at 10 A. M., June 23, 1941, in Conference Rooms A and B, Interdepartmental Auditorium, Constitution Avenue, between 12th and 14th streets, Northwest, Washington, D. C., for the purpose of receiving evidence to be considered by Industry Committee No. 30 in determining the highest minimum wage rates for the Lumber and Timber Products Industry, which, having due regard to economic and competitive conditions, will not substantially curtail employment.

The term "Lumber and Timber Products Industry" is defined in Administrative Order No. 109, issued May 17, 1941, as follows:

"Wood saw milling and surfacing; wood reworking, including but without limitation kiln or air drying and the manufacture of planing mill products, dimension stock, boxes, and wood turnings and shapings and the manufacture of specialized timber products including but without limitation shingles, cooperage stock, veneer, plywood, and veneer packaging; provided, however, that the term does not include cooperage or the manufacture of cigar boxes, cork products, reed and rattan products except vegetable and fruit baskets, or furniture and furniture parts as defined in Administrative Order No. 108.

"The manufacture of any products covered under this definition shall be deemed to begin with the unloading of the raw material at the mill site."

The definition of the lumber and timber products industry covers all occupations in the industry which are necessary to the production of products covered in the definition including clerical, maintenance, shipping and selling occupations, provided, however, this definition does not cover clerical, maintenance, shipping and selling occupations when carried on in an establishment the greater part of whose sales are of products not covered in the definition, or employees or an independent wholesaler or employees of a manufacturer who are engaged exclusively in marketing and distributing products of the industry which have been purchased for resale, 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.

Industry Committee No. 30 was created by Administrative Order No. 109 referred to above. It is charged, in accordance with the provisions of the Fair Labor Standards Act of 1938 and Rules and Regulations promulgated thereunder, with the duty of investigating conditions in the Lumber and Timber Products Industry and

recommending 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 the provisions of Section 13(a) and employees coming under the provisions of Section 14.

Any person who, in the opinion of the Committee or its duly authorized subcommittee, has a substantial interest in the proceeding and is prepared to present material pertinent to the question under consideration, may appear on his own behalf or on behalf of any other person. Persons desiring to appear are requested to file with Burton E. Oppenheim, Director of the Industry Committee Branch, Wage and Hour Division, U. S. Department of Labor, Washington, D. C., prior to June 17, 1941, a Notice of Intention to Appear containing the following information:

- (1) The name and address of the person appearing.
- (2) If he is appearing in a representative capacity, the name and address of the person or persons whom, or organization which, he is representing.
- (3) A brief summary of the material intended to be presented.
- (4) The approximate length of time which his presentation will consume.

Since the Committee may refuse to hear certain persons on the basis of information received pursuant to item (3) above, and since the length of the hearing will require that appearance be scheduled, persons who have filed Notice of Intention to Appear will be notified whether or not they will be heard and if so at what time.

9 All testimony will be taken under oath and subjected to reasonable cross examination by any interested person present.

Written briefs of persons who cannot appear personally will be considered by the Committee provided that thirty-five copies thereof are received at the address last given not later than June 19, 1941.

Signed at Washington, D. C., this 19th day of May, 1941.

William Homer Spencer, Chairman,
Industry Committee No. 30 for the
Lumber and Timber Products Industry

Published in Federal Register, May 23, 1941.

#