

For immediate release,  
January 17, 1942

R-1723

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

*Inactive*

AMENDMENT EXTENDS OVERTIME EXEMPTION OF TRANSPORTATION EMPLOYEES

An amendment to regulations extending the exemption of transportation employees from overtime was promulgated today by Thomas W. Holland, Administrator of the Wage and Hour Division, U. S. Department of Labor.

The amendment was published on January 6, 1942, to afford interested persons an opportunity to advise the Administrator. No objections having been received, the proposed amendment has been added to the regulations without change.

Principal effect of the amendment will be to avoid application of the 40-hour week to highly-paid crews ferrying military planes in the United States and to other countries.

The amendment adds another classification of "administrative" employees to whom the 40-hour week and minimum wage do not apply. "Administrative" employees must be paid on a salary or fee basis at a rate of not less than \$200 a month (exclusive of board, lodging, or other facilities). A subsection is added to Section 541.2 of the regulations. This subsection (4) reads: "(any such employee) who is engaged in transporting goods or passengers for hire and who performs, under only general supervision, responsible outside work of a specialized or technical nature requiring special training, experience, or knowledge, and whose duties require the exercise of discretion and independent judgment."

The amendment is limited to employees of common and contract carriers doing "outside work"; that is, engaged in transporting. Under the statute, most employees of railroads, and of air-transport lines, and all drivers of interstate trucks and busses are exempt from the 40-hour week.

###

(9927)