

UNITED STATES DEPARTMENT OF LABOR
WAGE AND HOUR DIVISION
NEW YORK, NEW YORK

TITLE 29 - LABOR
CHAPTER V - WAGE AND HOUR DIVISION

ADMINISTRATIVE ORDER NO. 198

IN THE MATTER OF AMENDMENTS TO LEARNER
REGULATIONS APPLICABLE TO THE RAINWEAR,
ROBES, AND LEATHER AND SHEEP-LINED GAR-
MENTS DIVISIONS OF THE APPAREL INDUSTRY

WHEREAS, it appears to the Administrator that reasonable grounds exist for amendments of learner regulations and determinations applicable to the Rainwear, Robes, and Leather and Sheep-Lined Garments Divisions of the Apparel Industry to meet conditions of abnormal labor turn-over in individual plants in these industries resulting from the war emergency, and for reconsidering the rates established in the learner regulations and determinations applicable to these industries, and

WHEREAS, notice was given by publication in the Federal Register (8 F.R. 6067) to all interested parties of the opportunity to show cause on or before May 25, 1943 why the regulations applicable to the employment of learners in said divisions of the Apparel Industry should not be amended to conform to the provisions set out at length in the notice and to be effective for the duration of the war emergency, and

WHEREAS, no objection or protest to any of the proposed amendments was ever filed or otherwise made,

NOW, THEREFORE, it is ordered that:

1. The regulations applicable to the employment of learners in the Rainwear, Robes, and Leather and Sheep-Lined Garments Divisions of the Apparel Industry be and hereby are amended to conform with the following provisions, to be effective for the duration of the war emergency:

1. Special learner certificates may be issued upon individual applications of employers provided that it is satisfactorily shown that:

- (a) Experienced labor is not available in the locality from which the employer customarily draws his labor supply;
- (b) Learners are available for employment at the established subminimum learner wage rate;
- (c) The issue of a certificate will not tend to impair working or wage standards established for experienced workers in the industry;
- (d) The issue of such certificates will not create unfair competitive labor cost advantages;

- (e) The number of learners applied for will not tend to impair the statutory minimum wage rate in such plant;
- (f) The applicant's piece work or hourly wage rates yield average earnings to experienced workers substantially above the minimum wage rate.

2. The subminimum wage rate which may be provided in special learner certificates shall be not less than 35 cents per hour.

3. Authorization to employ a number or percentage of learners for labor turn-over in excess of that provided in learner industry regulations, issued pursuant to section 522.4 of the regulations of the Administrator of the Wage and Hour Division and presently in effect, may be granted to the extent of the actual need of an individual applicant, when that need is due to an abnormal labor turn-over resulting from the war emergency,

II. These amendments shall be effective on and after June 28, 1943.

III. Certificates presently in effect in these industries shall be amended as of June 28, 1943 to conform with paragraph I(2) of this order.

Signed at New York, New York, this 7th day of June, 1943.

L. Metcalfe Walling
L. Metcalfe Walling, Administrator
Wage and Hour Division
United States Department of Labor

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