

NATIONAL RECOVERY ADMINISTRATION

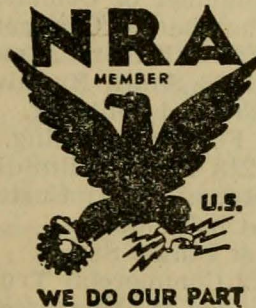
**SUPPLEMENTARY
CODE OF FAIR COMPETITION**

FOR THE

**RESILIENT FLOORING
CONTRACTING INDUSTRY**

(A Division of the Construction Industry)

AS APPROVED ON MAY 29, 1934

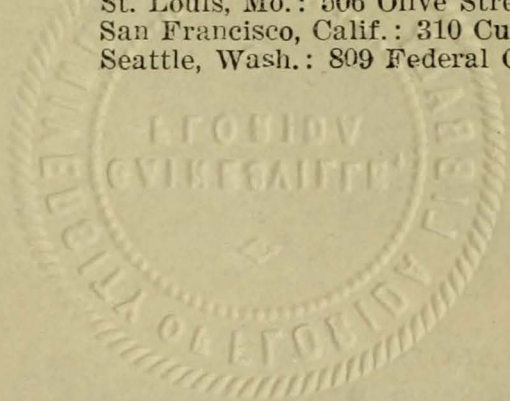


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SUPPLEMENTARY CODE OF FAIR COMPETITION
FOR THE
RESILIENT FLOORING CONTRACTING INDUSTRY

As Approved on May 29, 1934

ORDER

**APPROVING CODE OF FAIR COMPETITION FOR THE RESILIENT FLOORING
CONTRACTING INDUSTRY, A DIVISION OF THE CONSTRUCTION INDUSTRY**

An application having been duly made pursuant to and in full compliance with the provisions of Title I of the National Industrial Recovery Act, approved June 16, 1933, and pursuant to and in full compliance with the provisions of Section 5 of Article VIII of Chapter I of the Code of Fair Competition for the Construction Industry, approved January 31, 1934, for approval of Chapter XIII of said Code, which Chapter XIII is applicable to the Resilient Flooring Contracting Division of the Construction Industry, and hearings have been held thereon and the annexed report on said Code, containing findings with respect thereto, having been made and directed to the President:

NOW, THEREFORE, on behalf of the President of the United States, I, Hugh S. Johnson, Administrator for Industrial Recovery, pursuant to authority vested in me by Executive Orders of the President, including Executive Order No. 6543-A, dated December 30, 1933, and otherwise; do hereby incorporate by reference said annexed report and do find that said Chapter complies in all respects with the pertinent provisions and will promote the policy and purposes of said Title of said Act; and do hereby order that said Chapter XIII be and it is hereby approved and that the previous approval of said Code of Fair Competition for the Construction Industry is hereby modified to include an approval of said Code in its entirety as supplemented by said Chapter XIII, providing, however, that the following sentence be and it is hereby inserted at the end of Rule I of Article V:

“It shall be a defense to any charge of violation of this Rule if the party charged shall satisfy the Administrator that his bid was not less than the reasonable estimate of said costs of any other member of the industry.”

HUGH S. JOHNSON,
Administrator for Industrial Recovery.

Approval recommended:

GEO. L. BERRY,
Division Administrator.

WASHINGTON, D.C.,
May 29, 1934.

REPORT TO THE PRESIDENT

The PRESIDENT,
The White House.

SIR: This is a report on the Resilient Flooring Contracting Chapter of the Code of Fair Competition for the Construction Industry which is described as Chapter I and which was approved by you on January 31, 1934.

This Chapter is a revision after a public hearing conducted in Washington on March 16, 1934, in accordance with the provisions of the National Industrial Recovery act. This Chapter amplifies Chapter I, but applies specifically to the Resilient Flooring Contracting Division of the Construction Industry.

PROVISIONS FOR HOURS AND WAGES

With very minor exceptions, the hours and wages set forth in Chapter I of the Construction Code as approved by you on January 31, 1934 are applicable to this Code.

ECONOMIC EFFECT OF THE CODE

Estimates made by the Division of Research and Planning indicate that the volume of business decreased from approximately \$217,000,000 in 1929 to \$42,000,000 in 1933, a decrease of about eighty per cent.

It is reasonable to predict that the establishment of uniform rates of pay, uniform hours of work, improved conditions of employment and the prohibition of unfair trade practices will be beneficial to all of this Industry, as well as to the employees and the consumer.

FINDINGS

The Deputy Administrator in his final report to me on said Resilient Flooring Contracting Chapter of the Code of Fair Competition for the Construction Industry, having found as herein set forth and on the basis of all the proceedings in this matter;

I find that:

(a) Said Resilient Flooring Contracting Chapter and said Code of Fair Competition for the Construction Industry, as supplemented by said Resilient Flooring Contracting Chapter, are well designed to promote the policies and purposes of Title I of the National Industrial Recovery Act, including removal of obstructions to the free flow of interstate and foreign commerce which tend to diminish the amount thereof and will provide for the general welfare by promoting the organization of industry for the purpose of cooperative ac-

tion among the trade groups, by inducing and maintaining united action of labor and management under adequate governmental sanctions and supervision, by eliminating unfair competitive practices, by promoting the fullest possible utilization of the present productive capacity of industries, by avoiding undue restriction of production (except as may be temporarily required), by increasing the consumption of industrial and agricultural products through increasing purchasing power, by reducing and relieving unemployment, by improving standards of labor, and by otherwise rehabilitating industry.

(b) Said Industry normally employs not more than 50,000 employees; and is not classified by me as a major industry.

(c) Said Resilient Flooring Contracting Chapter and the Code of Fair Competition for the Construction Industry, as supplemented by said Resilient Flooring Contracting Chapter, as approved comply in all respects with the pertinent provisions of said Title of said Act, including without limitation Subsection (a) of Section 3, Subsection (a) of Section 7, and Subsection (b) of Section 10 thereof; and that the applicant association is an industrial association truly representative of the aforesaid Industry; and that said Association imposes no inequitable restrictions on admission to membership therein.

(d) Said Resilient Flooring Contracting Chapter and the Code of Fair Competition for the Construction Industry, as supplemented by said Resilient Flooring Contracting Chapter are not designed to and will not permit monopolies or monopolistic practices.

(e) Said Resilient Flooring Contracting Chapter and the Code of Fair Competition for the Construction Industry, as supplemented by said Resilient Flooring Contracting Chapter, are not designed to and will not eliminate or oppress small enterprises and will not operate to discriminate against them.

(f) Those engaged in other steps of the economic process have not been deprived of the right to be heard prior to approval of said Resilient Flooring Contracting Chapter and of said Code, as supplemented by this Resilient Flooring Contracting Chapter thereof.

For these reasons, therefore, I have approved said Resilient Flooring Contracting Chapter of the Code of Fair Competition of the Construction Industry.

Respectfully,

HUGH S. JOHNSON,
Administrator.

MAY 29, 1934.

CHAPTER XIII

CODE OF FAIR COMPETITION FOR THE RESILIENT FLOORING CONTRACTING DIVISION OF THE CONSTRUCTION INDUSTRY

ARTICLE I—REFERENCE TO PROVISIONS OF CHAPTER I

The provisions of Sections 7 (a) and 10 (b) of the Act, which are set forth in Sections 1 and 6, respectively, of Article VIII of Chapter I of this Code, are specifically incorporated herein by reference with the same force and effect as if set forth herein in full; all other provisions of Chapter I of this Code, including modifications or amendments thereto, except as herein provided, apply within this Division with the same force and effect as if set forth herein in full.

ARTICLE II—DEFINITIONS

SECTION 1. The term "Resilient Flooring Contracting Division" or "this Division" as used herein shall mean the business of furnishing and installing, or the installing, for compensation, of all types of resilient preformed flooring materials in use at the present time and such other materials, of similar character, as may be developed in the future, but shall not include the furnishing and installing, for compensation, of resilient flooring materials ordinarily sold at retail by members of the Retail Trade, when sold for home purposes at established prices, but shall include such portion of resilient flooring materials as may be furnished and installed by members of the Retail Trade on a competitive bidding basis.

Nothing in the definition of this Division shall in any way be construed as affecting the classification of labor employed under this Chapter of this Code.

SEC. 2. The term "Resilient Flooring" is used to describe various types of preformed materials employed as a finished floor surface. These materials include linoleum, cork tile, rubber tile, cork composition tile, asphalt tile, sheet rubber flooring, carpets and other materials of similar character.

SEC. 3. The terms "Resilient Flooring Contractor" or "Member of this Division" as used in this Chapter shall mean, but without limitation, any individual, partnership, firm, corporation, association or other form of enterprise engaged in work within this Division.

SEC. 4. The term "Association" as used herein means the "National Resilient Flooring Association."

ARTICLE III—HOURS, WAGES AND CONDITIONS OF EMPLOYMENT

SEC. 1. *Hours*.—No employee shall be permitted to work in excess of forty (40) hours in any one week or eight (8) hours in any one day, except that the provisions of this Section shall not apply to:

(a) Outside salesmen.

(b) Employees engaged in an executive, administrative or supervisory capacity, receiving in excess of thirty-five (\$35.00) dollars per week. Supervisory employees are defined as those who perform no manual labor.

(c) Employees engaged in emergency work upon breakdowns or for the protection of life or property, who shall be paid at least one and one-half ($1\frac{1}{2}$) times the normal rate for all hours worked in excess of forty (40) hours per week or eight (8) hours per day or six (6) days per week.

(d) Watchmen who shall not be permitted to work in excess of fifty-six (56) hours in any one week nor six (6) days in any week.

SEC. 2. *Number of days.*—No employee shall be permitted to work in excess of six (6) days in any seven (7) day period.

SEC. 3. *Evasion through reemployment.*—No employee now employed at a rate in excess of the minimum herein established shall be discharged and reemployed at a lower rate for the purpose of evading the provisions of this Code.

SEC. 4. *Transportation.*—Members of this Division shall make payment of all legitimate expenses incident to transportation, board and room incurred by an employee while traveling to and from the site of regular employment, when such site is outside of a recognized working area.

SEC. 5. *Contracting Labor.*—No member of this Division shall (whether by the practice known as "Lumping" of labor or otherwise) sublet to any journeyman or other employee the labor services required by any contractor for work within this Division.

SEC. 6. *Members performing work.*—Members of this Division who personally perform manual work or are engaged in mechanical operations shall not exceed the maxima as to hours and days prescribed herein for the work performed by them.

SEC. 7. *Complaint.*—No employee shall be dismissed for making a complaint or giving evidence with respect to an alleged violation of this Code.

SEC. 8. *Posting.*—All members of this Division shall post and keep posted in conspicuous places readily accessible to all employees in their respective shops and other established places of business complete copies of Chapter I, General Provisions for the Construction Industry, and of this Chapter of this Code, together with the name and address of the nearest official place where Code violations may be reported.

SEC. 9. *Standards for safety and health.*—Each member of this Division shall provide for the safety and health of his employees at the place and during the hours of their employment. Standards for safety and health shall be submitted by the Divisional Code Authority to the Administrator within six (6) months after the effective date of this Chapter. After approval, such standards shall become the minimum standards of safety and health for all members of this Division.

SEC. 10. *Payment of wages.*—All members of this Division shall make payment of all wages due in lawful currency or by negotiable check therefor, payable on demand at par. If wages are paid by

check, the employer shall provide reasonably accessible facilities for cashing such checks at face value without expense to the employee. Employers shall also provide such identification as is necessary to utilize such facilities.

Wages shall be payable at the end of each weekly period and shall be exempt from any payment or deduction for pensions, insurance or sick benefits other than those voluntarily paid or authorized to be deducted by employees. Employers or their agents shall not accept, directly or indirectly, rebates on such wages or give anything of value nor extend any favors to any person for the purpose of influencing rates of wages or working conditions of their employees.

The provisions of this Section regarding payment of wages at the end of each weekly period shall not apply to persons employed in an executive, administrative or supervisory capacity who earn in excess of thirty-five dollars (\$35.00) per week, nor to persons employed in clerical or office work. The wages for persons employed in clerical or office work shall be payable at least semi-monthly.

SEC. 11. *Handicapped persons.*—A person whose earning capacity is limited because of age, physical or mental handicap or other infirmity may be employed on light work at a wage below the minimum established by this Code if the employer obtains from the State Authority designated by the United States Department of Labor a certificate authorizing his employment at such wages and for such hours as shall be stated in the certificate. Such Authority shall be guided by the instructions of the United States Department of Labor in issuing certificates to such persons. Each employer shall file monthly with the Divisional Code Authority a list of all such persons employed by him, showing the wages paid to, and the maximum hours of work for, all such persons.

ARTICLE IV—ORGANIZATION, POWERS AND DUTIES OF THE DIVISIONAL CODE AUTHORITY

SECTION 1. A Divisional Code Authority is hereby constituted to administer this Code within this Division.

SEC. 2. The Divisional Code Authority shall consist of seven (7) members all of whom shall have assented to this Code, to be selected as follows:

(a) Members of the Association shall elect five (5) members of the Divisional Code Authority from members of the Association by majority vote of the said members to serve for a term of one year or until their successors are elected. The Association is hereby designated as the agency to conduct the initial election of the Association members of the Divisional Code Authority within thirty (30) days after the effective date of this Chapter and any other elections of Association members of the Divisional Code Authority which may thereafter be held. Notice of the time and place of regular elections shall be sent to all members of the Association and to the Administrator at least forty (40) days in advance of such election, except that the initial election above referred to may be held on ten (10) days' notice. Voting at all elections may be in person, or by proxy or letter ballot and each member of the Association shall be entitled to one vote for each membership to be filled.

In the event of any vacancy in the Association membership of the Divisional Code Authority, a special meeting of the members of the Association shall be called to elect a member of the Divisional Code Authority to serve for the unexpired portion of the term of the member of the Divisional Code Authority whom he is succeeding. Such election shall be called within twenty (20) days after such vacancy occurs.

(b) The Administrator shall appoint two (2) members of the Divisional Code Authority from and to represent the members of this Division who are not members of the Association to serve for a term of one (1) year. At such time, or should a vacancy occur in the non-member representation of the Divisional Code Authority, the members of this Division who are not members of the Association may select their own members of the Divisional Code Authority, which successors and the method of their selection shall be approved by the Administrator. If the members of the Division who are not members of the Association do not select such successors, as above provided, the Administrator shall appoint them. Any member of the Divisional Code Authority selected from and to represent members of this Division who are not members of the Association shall automatically disqualify himself from further holding such office by joining the Association, and his membership in the Divisional Code Authority shall therefore become vacant.

SEC. 3. The Administration members, the Construction Code Authority and the Administrator shall be given at least five (5) days' notice of and may sit at all meetings of the Divisional Code Authority.

SEC. 4. Each Trade or Industrial Association directly or indirectly participating in the selection or activities of the Divisional Code Authority shall impose no inequitable restrictions on membership.

SEC. 5. It being found necessary, in order to support the administration of this Chapter and to maintain the standards of fair competition established by this Code and to effectuate the policy of the Act, the Divisional Code Authority is authorized, subject to the approval of the Administrator:

(a) To incur such reasonable obligations as are necessary and proper for the foregoing purposes and to meet such obligations out of funds which may be raised as hereinafter provided and which shall be held in trust for the purposes of the Chapter.

(b) To submit to the Administrator for his approval, subject to such notice and opportunity to be heard as he may deem necessary, (1) an itemized budget of its estimated expenses for the foregoing purposes, and (2) an equitable basis upon which the funds necessary to support such budget shall be contributed by members of this Division.

(c) After such budget and basis of contribution have been approved by the Administrator, to determine and secure equitable contributions as above set forth by all such members of this Division, and to that end, if necessary, to institute legal proceedings therefor in its own name.

SEC. 6. Only members of this Division complying with this Code and contributing to the expenses of the administration of this Chap-

ter as provided in Section 5 of this Article shall be entitled to participate in the selection of the members of the Divisional Code Authority or to receive the benefit of its voluntary activities or to make use of any emblem or insignia of the National Recovery Administration.

SEC. 7. *Powers and Duties.* Subject to such rules and regulations as may be issued by the Administrator, the Divisional Code Authority shall have the powers and duties as are conferred by Subdivision (b) of Article IV of Chapter I of this Code and also shall have the following powers and duties:

(a) To establish, with the approval of the Administrator after such notice and hearing as he may prescribe, a standard contract form for use within this Division, which shall be used by all members.

(b) To cooperate with the Administrator in regulating the use of any N. R. A. insignia solely by those members of this Division who have assented to, and are complying with, this Code.

(c) To recommend to the Administrator further fair trade practice provisions to govern members of the Division in their relations with each other or with other industries and to recommend to the Administrator measures for industrial planning, including stabilization of employment.

(d) To establish, with the approval of the Administrator after such notice and hearing as he may prescribe, "Standards of Performance" for use within this Division.

(e) To appoint appropriate agencies for the administration of this Code in each Regional Division or Subdivision of the Association, as outlined in Exhibit "A" attached hereto, and to delegate to said agencies all necessary power and authority for the administration of this Code within the Regional Divisions or Subdivisions, including the adoption of divisional and subdivisational rules and regulations not inconsistent with this Code and subject to the approval of the Administrator provided that nothing herein shall relieve the Code Authority of its duties or responsibilities under this Code and that such Association and agencies shall at all times be subject to and comply with the provisions hereof.

(f) To revise, on the basis of experience and with the approval of the Administrator, the Regional Divisions to effectuate the administration of this Code.

(g) To cause to be formulated an accounting system and methods of cost finding and/or estimating capable of use by all members of this Division. After such system and methods have been formulated by the Divisional Code Authority and approved by the Administrator, full details and instructions concerning them shall be made available to all members. Thereafter all members shall determine and/or estimate costs in accordance with the principles of such methods.

(h) To appoint a trade practice committee which shall meet with the trade practice committees appointed under such other codes as may be related to the industry for the purpose of formulating fair trade practices to govern the relationships between employers under this Chapter and employers under such other codes, to the end that

such fair trade practices may be proposed to the Administrator as amendments to this Chapter and such other Codes.

(i) In compliance with the provisions of Section 1 of Subdivision A of Article IV of Chapter I, to select one of its members as a member of the Construction Code Authority. Such member shall be elected for a term of one (1) year, or until his successor shall have been elected and qualified. The election shall be held annually upon proper notice to every member of the Divisional Code Authority, and each of such members shall be entitled to one vote. In order for any candidate to be elected six (6) of the seven (7) members of the Divisional Code Authority shall have voted for his election.

ARTICLE V—TRADE PRACTICE RULES

General definition.—For all purposes of this Code the acts described in this Article shall constitute unfair practices. Any member of this Division who shall directly or indirectly through an officer, employee, agent or representative use, employ or permit to be employed, such unfair practices shall be guilty of a violation of the Code.

RULE 1. *Bidding below cost.*—No member of this Division shall submit bids on goods or services at a price which is below the reasonable estimate of the sum of the following items of cost:

1. Materials.
2. Labor.
3. Job Expense.
4. General Overhead.

The labor item of cost shall include, in respect to labor services or operations performed by any individual member of this Division, or any combination or association of such individual members, a charge computed at not less than the minimum rate of wage established in or pursuant to this Code as applicable to the performance of such services or operations by employees.

Job expense shall include all costs which can properly be charged directly to individual jobs such as transportation and delivery of materials, men and equipment; compensation and public liability insurance; code administration expenses chargeable to the job; and an appropriate allowance for the depreciation of equipment used directly on the job.

General overhead.—Within ninety (90) days after its recognition, the Divisional Code Authority shall determine the lowest reasonable percentage of overhead costs during the period from 1927 to 1932, which percentage, after approval by the Administrator, shall be used in the formula specified above. It shall not include profit, accounting losses, selling and administration expense, depreciation on unused equipment, any return on invested capital, or interest on borrowed money. Until such time as this percentage of overhead be determined, it shall be assumed at ten per cent (10%) of labor, material and job expense.¹

¹ Add following sentence: "It shall be a defense to any charge of violation of this Rule if the party charged shall satisfy the Administrator that his bid was not less than the reasonable estimate of any other member of the industry." (See par. 2 of order approving this Code.)

RULE 2. *Collusion.*—Section 9 of Article VII of Chapter I of this Code is specifically incorporated by reference with the same force and effect as if set forth in full, in this Chapter, and nothing contained in this Chapter shall nullify, change, or affect the application of said section to this Division.

RULE 3. *Drops.*—No member of this Division shall sell merchandise of the classification known as “drops” without designating them as such. “Drops” are hereby designated as those materials purchased as such from the manufacturer or discontinued by the manufacturer while in the stock of any member or any stock held by the dealer for a period of more than eight (8) months. “Drops” may be sold at a price below the member’s individual cost estimated in accordance with Rule I of this Article and Section 7 (g) of Article IV.

RULE 4. *Regional installations.*—No member of this Division located in a specific region shall sell, supply or furnish any installation of resilient flooring in any other region without complying in every respect with the provisions governing that region as provided by the Divisional Code Authority and approved by the Administrator.

RULE 5. *Terms of payment.*—No member of this Division shall sell on terms of payment other than the following:

(a) For all work terms of payment shall be net cash in full within thirty (30) days after date of completion, except work as described in the following paragraphs (b) and (c) of this Rule.

(b) On general contract work the terms of payment shall conform to the terms of payment incorporated in the general contract.

(c) Whenever work is performed on a deferred payment basis the actual cost of financing shall be added to the regular selling price and paid for by the purchaser.

RULE 6. *Secret rebates.*—No member of this Division shall secretly offer or make any payment or allowance of a rebate, refund, commission credit, unearned discount, or excess allowance, whether in the form of money or otherwise, nor shall a member of this Division offer or extend to any customer any special service or privilege not extended to all customers of the same class, for the purpose of influencing a sale.

RULE 7. *False marking or branding.*—(a) No member of this Division shall falsely mark or brand any product of this Division which has the tendency to mislead or deceive customers or prospective customers, with respect to the grade, quality, quantity, substance, character, nature, origin, size, finish, or preparation of any product of this Division.

(b) No member of this Division shall furnish merchandise purchased as “seconds” or “mill remnants” without specifically designating them as such at the time of the sale and on the invoice when rendered.

(c) No member of this Division shall remove or obliterate any mark on the merchandise placed thereon by the manufacturer which brands said merchandise as “seconds” or “imperfect”.

RULE 8. *False or misleading statements.*—No member of this Division shall make false or misleading statements preventing the fair and impartial administration of this Chapter.

RULE 9. *Inaccurate advertising.*—No member of this Division shall publish advertising (whether printed, radio, display or of any other nature), which is misleading or inaccurate in any material particular, nor shall any member in any way misrepresent any goods (including but without limitation its use, trade-mark, grade, quality, quantity, origin, size, substance, character, nature, finish, material, content or preparation) or credit terms values, policies, services, or the nature or form of the business conducted.

RULE 10. *Inaccurate references to competitors.*—No member of this Division shall publish advertising which refers inaccurately in any material particular to any competitors or their goods, prices, values, credit terms, policies or services.

RULE 11. *Defaming competitors.*—No member of this Division shall defame or disparage competitors by falsely imputing to them dishonorable conduct, inability to perform contracts, questionable credit standing, or by other false representations, having the tendency to mislead or deceive customers or prospective customers.

RULE 12. *Breach of contract.*—No member of this Division shall induce or attempt to induce the breach of an existing contract between a competitor and his customer or source of supply; nor shall any member maliciously interfere with or obstruct the performance of any such contractual duties or services.

RULE 13. *Standards of performance.*—No member of this Division shall knowingly violate the "Standards of Performance" as set and fixed by the Divisional Code Authority after such standards have been approved by the Administrator.

RULE 14. *Fictitious quantities.*—No member of this Division shall use any quantity which he knows to be incorrect, in determining the cost of any job.

RULE 15. *Grouping of jobs.*—No member of this Division shall group together two or more jobs, either directly or indirectly, to effect a price below cost for any individual job.

RULE 16. *Commercial bribery.*—No member of this Division shall give, permit to be given, or directly offer to give, anything of value for the purpose of influencing or rewarding the action of any employee, agent, or representative of another in relation to the business of the employer of such employee, the principal of such agent or the represented party, without the knowledge of such employer, principal, or party. This provision shall not be construed to prohibit free and general distribution of articles commonly used for advertising except so far as such articles are actually used for commercial bribery as hereinabove defined.

ARTICLE VI—MODIFICATIONS

Subject to the provisions of sub-paragraph (c) of Section 2 of subdivision B of Article IV of Chapter I of this Code, the provisions of this Chapter, except as to provisions required by the Act, may be modified on the basis of experience or changes in circumstances, such modifications to be based upon application to the Administrator and such notice and hearing as he shall specify, and to become effective on his approval.

ARTICLE VII—REVIEW OF ACTS OF DIVISIONAL CODE AUTHORITY

If the Administrator shall determine that any action of the Divisional Code Authority or any agency thereof may be unfair or unjust or contrary to the public interest, the Administrator may require that such action be suspended to afford an opportunity for investigation of the merits of such action and further consideration by the Divisional Code Authority or agency pending final action which shall not be effective unless the Administrator approves or unless he shall fail to disapprove after thirty (30) days' notice to him of intention to proceed with such action in its original or modified form.

ARTICLE VIII—REGISTRATION

Each member of this Division shall register with the Divisional Code Authority within thirty (30) days after the effective date of this Chapter. Thereafter all who become members of this Division shall likewise register with the Divisional Code Authority. Registration of a member of this Division shall include the full name and mailing address of the member. An application may be made by the Divisional Code Authority to the Administrator for an extension of the time limit for the registration by any member of this Division if it appears that the time limit as provided herein might cause injustice or undue hardship to any member of this Division.

ARTICLE IX—PRICE INCREASES

Whereas, the policy of the Act to increase real purchasing power will be made impossible of consummation if prices of goods and services increase as rapidly as wages, it is recognized that price increases, except such as may be required to meet individual cost, shall be delayed, but when made such increases should, so far as reasonably possible be limited to actual additional increases in the seller's costs.

ARTICLE X—EFFECTIVE DATE

This Chapter shall become effective on the fifteenth (15th) day after its approval by the President.

Approved Code No. 244, Supplement No. 10.

Registry No. 1020-02.

EXHIBIT A—REGIONAL DIVISIONS

For the purpose of the administration of the Resilient Flooring Contracting Division Chapter of the Construction Industry Code, the Divisional Code Authority shall divide the country into twelve (12) tentative regional Divisions as set forth below:—

REGION NO. 1—NEW ENGLAND

Connecticut.
Maine.
Massachusetts.
New Hampshire.
New York (the counties of Albany, Clinton, Columbia, Dutchess, Essex, Franklin, Fulton, Greene, Hamilton, Rensselaer, Saratoga, Schoharie, Sullivan, Ulster, Warren, Washington).
Rhode Island.
Vermont.

REGION NO. 2—METROPOLITAN NEW YORK

Long Island and the counties of Westchester, Orange, Putnam and Rockland.
New Jersey (the counties of Bergen, Essex, Hudson, Hunterdon, Middlesex, Morris, Passaic, Somerset, Sussex, Union).
New York City.

REGION NO. 3—NORTH EASTERN

Delaware (the county of New Castle).
New Jersey (excluding those counties included in Region No. 2).
New York (excluding those counties included in Region No. 1 and Region No. 2).
Pennsylvania (the eastern portion of the State bounded on the west by and including the counties of McKean, Elk, Clearfield, Cambria and Somerset).

REGION NO. 4—CENTRAL ATLANTIC

Delaware (the counties of Kent and Sussex).
Maryland.
Virginia.
Washington, D.C.
West Virginia (excluding the counties of Brooke, Hancock, Marshall, Ohio).

REGION NO. 5—SOUTH ATLANTIC

Alabama.
Florida.
Georgia.
Louisiana.
Mississippi.
North Carolina.
South Carolina.
Tennessee.

REGION NO. 6—SOUTH CENTRAL

Arkansas.
Oklahoma.
Texas.

REGION NO. 7—OHIO

Indiana (excluding the counties of Lake, LaPorte, Porter).
Kentucky.
Michigan (that portion east of Lake Michigan).
Ohio.
Pennsylvania (those counties not included in Region No. 3).
West Virginia (the counties of Brooke, Hancock, Marshall, Ohio).

REGION NO. 8—CENTRAL

Illinois.
Indiana (the counties of Lake, LaPorte, Porter).
Iowa.
Kansas (the counties of Atchison, Brown, Doniphan, Douglas, Jackson, Jefferson, Johnson, Leavenworth, Shawnee, Wyandotte).
Missouri.

REGION NO. 9—NORTH CENTRAL

Michigan (that portion west of Lake Michigan).
Minnesota.
North Dakota.
South Dakota.
Wisconsin.

REGION NO. 10—MID WEST

Arizona.
Colorado.
Kansas (excluding those counties contained in Region No. 8).
Nebraska.
New Mexico.
Utah.
Wyoming.

REGION NO. 11—SOUTH WESTERN

California.
Nevada.

REGION NO. 12—NORTH WESTERN

Alaska.
Idaho.
Montana.
Oregon.
Washington.

