



STATE OF NEW YORK
DEPARTMENT OF LABOR

GOVERNOR W. AVERELL HARRIMAN
STATE OFFICE BUILDING CAMPUS
ALBANY, NEW YORK 12240

Labor Standards
Garment Industry Registration

Counsel's Office
(518) 457-4380

May 9, 1988

Robert L. Sacks, Esq.
Solomon & Rosenbaum,
Drechsler & Leff
100 East 42nd Street
New York, New York 10017-5613

Re: Request for Opinion
Labor Law Article 12-A

Dear Mr. Sacks:

Your February 16, 1988 letter to Richard J. Polsinello, Director of the Division of Labor Standards has been forwarded to me for a response. Specifically, you request the Department's opinion as to whether manufacturers and contractors producing womens' belts are required to register with the Department pursuant to §341 of the Labor Law. That statute requires registration of "manufacturers" and "contractors" engaged in the "apparel industry" as those terms are defined in §340. Such section defines "apparel industry" to include the production of, inter alia, "any women's...apparel, or a section or component of apparel; designed or intended to be worn by any individual which is to be sold or offered for sale..." Your letter states that the firms in question manufacture womens' belts which are sold at retail as fashion accessories. Such accessories are worn by individuals as a piece of apparel and, in the opinion of the Department, would fall within the provisions of Article 12-A of the Labor Law. We see no basis upon which to distinguish between belts and other accessories, such as scarves and gloves, which can also be sold separately but form a part of an individual's dress on any given occasion.

I trust that the above opinion responds to your concerns.

Sincerely,

Barbara C. Deinhardt

Barbara C. Deinhardt
Deputy Commissioner of Labor
for Legal Affairs

BCD:rjt
cc: Richard Polsinello

bc: Barbara Deinhardt ✓
Valerie Brathwaite
Maria Colavito
Bob Ambaras
Hugh McDaid