

House Calendar No. 188.

63^D CONGRESS,
2^D SESSION.

H. R. 12292.

[Report No. 1085.]

IN THE HOUSE OF REPRESENTATIVES.

JANUARY 26, 1914.

Mr. PALMER introduced the following bill; which was referred to the Committee on Labor and ordered to be printed.

AUGUST 13, 1914.

Reported with an amendment, referred to the House Calendar, and ordered to be printed.

[Strike out all after the enacting clause and insert the part printed in italic.]

A BILL

To prevent interstate commerce in the products of child labor,
and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 ~~That on and after January first, nineteen hundred and~~
4 ~~fifteen, no person, partnership, association, or corporation,~~
5 ~~or any agent or employee thereof, manufacturing, produ-~~
6 ~~ing, or dealing in the products of any mine or quarry in~~
7 ~~which children under sixteen years of age are employed or~~
8 ~~permitted to work at any time, or of any mill, cannery,~~

1 ~~workshop, factory, or manufacturing establishment in which~~
2 ~~children under fourteen years of age are employed or per-~~
3 ~~mitted to work at any time, or in which children between~~
4 ~~the ages of fourteen and sixteen years of age are employed or~~
5 ~~permitted to work more than eight hours in any day or more~~
6 ~~than six days in any week, or after the hour of seven post-~~
7 ~~meridian or before the hour of seven antemeridian of any~~
8 ~~day, shall ship or offer or deliver for shipment such products~~
9 ~~in interstate commerce.~~

10 ~~SEC. 2. That the Secretary of Commerce, the Secretary~~
11 ~~of Labor, and the Attorney General shall constitute a board~~
12 ~~to make and from time to time to amend rules and regula-~~
13 ~~tions for carrying out the provisions of this Act.~~

14 ~~SEC. 3. That for the purpose of securing proper en-~~
15 ~~forcement of this Act the Secretary of Labor, or any person~~
16 ~~duly authorized by him, shall have authority to enter and~~
17 ~~inspect at any time mines, quarries, mills, canneries, work-~~
18 ~~shops, factories, and manufacturing establishments in which~~
19 ~~goods are produced for interstate commerce.~~

20 ~~SEC. 4. That it shall be the duty of each district at-~~
21 ~~torney to whom the Secretary of Labor shall report any~~
22 ~~violation of this Act or to whom any State factory inspector,~~
23 ~~commissioner of labor, State medical inspector, or school~~
24 ~~attendance officer, or any other person shall present satis-~~
25 ~~factory evidence of any such violation to cause appropriate~~

1 ~~proceedings to be commenced and prosecuted in the proper~~
2 ~~courts of the United States without delay for the enforce-~~
3 ~~ment of the penalties as in such cases herein provided.~~

4 ~~SEC. 5. That any person, partnership, association, or~~
5 ~~corporation or any agent or employee thereof manufacturing,~~
6 ~~producing, or dealing in the products of any mine, quarry,~~
7 ~~mill, cannery, workshop, factory, or manufacturing estab-~~
8 ~~lishment who shall violate any of the provisions of section~~
9 ~~one of this Act or any of the rules and regulations made in~~
10 ~~accordance with the authority contained in section two of~~
11 ~~this Act, or who shall refuse or obstruct the entry or inspec-~~
12 ~~tion authorized by section three of this Act, shall be guilty~~
13 ~~of a misdemeanor and shall be punished by a fine of not~~
14 ~~more than \$1.000 nor less than \$100 or by imprisonment~~
15 ~~for not more than one year or less than one month, or by~~
16 ~~both fine and imprisonment in the discretion of the court.~~

17 ~~SEC. 6. That in prosecutions under this Act each ship-~~
18 ~~ment or delivery for shipment shall constitute a separate~~
19 ~~offense.~~

20 *That it shall be unlawful for any producer, manufacturer, or*
21 *dealer to ship or deliver for shipment in interstate commerce*
22 *the products of any mine or quarry which have been pro-*
23 *duced, in whole or in part, by the labor of children under*
24 *the age of sixteen years, or the products of any mill, cannery,*
25 *workshop, factory, or manufacturing establishment which*

1 *have been produced, in whole or in part, by the labor of*
2 *children under the age of fourteen years, or by the labor of*
3 *children between the age of fourteen years and sixteen years,*
4 *who work more than eight hours in any one day, or more*
5 *than six days in any week, or after the hour of seven o'clock*
6 *post meridian or before the hour of seven o'clock ante*
7 *meridian.*

8 *SEC. 2. That the Attorney General, the Secretary of*
9 *Commerce, and the Secretary of Labor shall constitute a*
10 *board to make and publish from time to time uniform rules*
11 *and regulations for carrying out the provisions of this Act.*

12 *SEC. 3. That for the purpose of securing proper en-*
13 *forcement of this Act the Secretary of Labor, or any person*
14 *duly authorized by him, shall have authority to enter and*
15 *inspect at any time mines, quarries, mills, canneries, work-*
16 *shops, factories, and manufacturing establishments in which*
17 *goods are produced for interstate commerce.*

18 *SEC. 4. That it shall be the duty of each district at-*
19 *torney to whom the Secretary of Labor shall report any*
20 *violation of this Act, or to whom any State factory or mining*
21 *or quarry inspector, commissioner of labor, State medical*
22 *inspector, or school-attendance officer, or any other person*
23 *shall present satisfactory evidence of any such violation to*
24 *cause appropriate proceedings to be commenced and prose-*
25 *cuted in the proper courts of the United States without delay*

1 *for the enforcement of the penalties as in such cases herein*
2 *provided.*

3 *SEC. 5. That any person, partnership, association, or*
4 *corporation, or any agent or employee thereof manufacturing,*
5 *producing, or dealing in the products of any mine, quarry,*
6 *mill, cannery, workshop, factory, or manufacturing estab-*
7 *lishment who shall violate any of the provisions of section*
8 *one of this Act, or who shall refuse or obstruct the entry or*
9 *inspection authorized by section three of this Act, shall be*
10 *guilty of a misdemeanor and shall be punished by a fine of*
11 *not more than \$1,000 nor less than \$100, or by imprison-*
12 *ment for not more than one year nor less than one month, or*
13 *by both fine and imprisonment, in the discretion of the court:*
14 *Provided, That no dealer shall be subject to conviction under*
15 *the provisions of this section, who shall establish a guaranty*
16 *issued by the person by whom such goods were manufactured*
17 *or produced, and residing in the United States, to the effect*
18 *that in the manufacture and production of such goods, neither*
19 *in whole nor in part, had children been employed or per-*
20 *mitted to work in any mine or quarry under the age of*
21 *sixteen years, or in any mill, cannery, workshop, factory,*
22 *or manufacturing establishment under the age of fourteen*
23 *years, or between the ages of fourteen years and sixteen*
24 *years, who worked more than eight hours in any one day, or*
25 *more than six days in any week, or after the hour of seven*

1 o'clock post meridian, or before the hour of seven o'clock ante
2 meridian. Said guaranty, to afford the protection above
3 provided, shall contain the name and address of the person
4 giving the same, and in such event such person shall be
5 amenable to any prosecution, fine, or penalty to which the
6 person seeking the protection of such guaranty would other-
7 wise have been subject under the provisions of this Act. The
8 word "dealer" as used in this Act shall be construed to
9 include any individual or corporation, or the members of any
10 partnership or other unincorporated association.

11 *SEC. 6. That in prosecutions under this Act each ship-*
12 *ment or delivery for shipment shall constitute a separate*
13 *offense.*

14 *SEC. 7. That this Act shall take effect from and after*
15 *one year from the date of its passage.*

HOUSE CALENDAR NO. 188.

63^d CONGRESS, }
2^d SESSION. }

H. R. 12292.

[Report No. 1085.]

A BILL

To prevent interstate commerce in the products
of child labor, and for other purposes.

By Mr. PALMER.

JANUARY 26, 1914.—Referred to the Committee on
Labor and ordered to be printed.
AUGUST 13, 1914.—Reported with an amendment, re-
ferred to the House Calendar, and ordered to be
printed.