

116TH CONGRESS  
1ST SESSION

# S. 1823

To amend the Fair Labor Standards Act of 1938 to prohibit employment of children in tobacco-related agriculture by deeming such employment as oppressive child labor.

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## IN THE SENATE OF THE UNITED STATES

JUNE 12, 2019

Mr. DURBIN (for himself, Mr. REED, Mrs. FEINSTEIN, and Mr. BROWN) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

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## A BILL

To amend the Fair Labor Standards Act of 1938 to prohibit employment of children in tobacco-related agriculture by deeming such employment as oppressive child labor.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

### 3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as “Children Don’t Belong on  
5 Tobacco Farms Act”.

### 6 **SEC. 2. TOBACCO-RELATED AGRICULTURE EMPLOYMENT** 7 **OF CHILDREN.**

8 Section 3(l) of the Fair Labor Standards Act of 1938  
9 (29 U.S.C. 203(l)) is amended—

1 (1) in the first sentence—

2 (A) by striking “in any occupation, or (2)”

3 and inserting “in any occupation, (2)”; and

4 (B) by inserting before the semicolon the

5 following: “, or (3) any employee under the age

6 of eighteen years has direct contact with to-

7 bacco plants or dried tobacco leaves”; and

8 (2) in the second sentence, by striking “other

9 than manufacturing and mining” and inserting “,

10 other than manufacturing, mining, and tobacco-re-

11 lated agriculture as described in paragraph (3) of

12 the first sentence of this subsection,”.

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