

118TH CONGRESS
1ST SESSION

S. 1921

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.

IN THE SENATE OF THE UNITED STATES

JUNE 12, 2023

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

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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