

117TH CONGRESS  
1ST SESSION

# H. R. 3865

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 HOUSE OF REPRESENTATIVES

JUNE 14, 2021

Mr. CICILLINE (for himself, Ms. BASS, Ms. NORTON, Mr. MCGOVERN, Ms. SCHAKOWSKY, Mr. BLUMENAUER, Mr. GRIJALVA, Ms. CHU, and Ms. VELÁZQUEZ) introduced the following bill; which was referred to the Committee on Education and Labor

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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 the “Children Don’t Belong  
5       on Tobacco Farms Act”.

1 **SEC. 2. TOBACCO-RELATED AGRICULTURE EMPLOYMENT**  
2 **OF CHILDREN.**

3 Section 3(l) of the Fair Labor Standards Act of 1938  
4 (29 U.S.C. 203(l)) is amended—

5 (1) in this first sentence—

6 (A) by striking “in any occupation, or (2)”  
7 and inserting “in any occupation, (2)”; and

8 (B) by inserting before the semicolon the  
9 following: “, or (3) any employee under the age  
10 of eighteen years has direct contact with to-  
11 bacco plants or dried tobacco leaves”; and

12 (2) in the second sentence, by striking “other  
13 than manufacturing and mining” and inserting “,  
14 other than manufacturing, mining, and tobacco-re-  
15 lated agriculture as described in paragraph (3) of  
16 the first sentence of this subsection,”.

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