

Sec. 9. Pipes and flues for gases. Any factory, workshop, printshop, or other place where molten metal or other material which gives off deleterious gases or fumes is kept or used shall be equipped with pipes or flues so arranged as to give easy escape to such gases or fumes into the open air, or provided with other adequate ventilators.

Sec. 9-a. Notice in case of violation. When the commissioner or his inspector shall discover or have reason to believe that any provision of the eight preceding sections is being violated, he shall give to the person, company, corporation, or the manager or superintendent thereof, a notice in writing to comply with such provision within a reasonable time to be fixed in said notice and which time shall be of not less than seven nor more than thirty days duration, except that such time may be extended by the commissioner for good cause shown. In fixing the time in such notice, the commissioner shall take into consideration the nature of the failure or defect constituting the violation, the danger to be apprehended therefrom, and the probable length of time and amount of labor required to remedy or cure such defect.

Sec. 10. Record of accidents. Manufacturers, manufacturing corporations, proprietors, or corporations operating any mercantile establishment, mill, workshop, business house, or mine, other than those subject to inspection by the state mine inspector, shall keep a careful record of any accidents occurring to an employee while at work for the employer, when such accident results in the death of the employee or in such bodily injury as will or probably may prevent him from returning to work within two (2) days thereafter. The said record shall at all times be open to inspection by an inspector of the bureau of labor.

Sec. 11. Report of accidents. Within forty-eight (48) hours after the occurrence of an accident, the record of which is required to be kept, a written report thereof shall be forwarded to the commissioner of labor and said commissioner may require further and additional report to be furnished him should the first report be by him deemed insufficient. No statement contained in any such report shall be admissible in any action arising out of the accident therein reported.

Sec. 12. Penalties. Any person, corporation, firm, agent, or superintendent violating any of the provisions of this chapter shall be guilty of a misdemeanor and shall be punished as follows:

1. For a violation of any one of the provisions of sections two (2), three (3), and four (4), by a fine not exceeding ten dollars (\$10.00) for each offense.

2. For a violation of section five (5), by a fine of not less than fifty dollars (\$50.00) nor more than five hundred dollars (\$500.00).

3. For a violation of any one of the provisions of sections six (6), seven (7), eight (8), nine (9), ten (10), and eleven(11), by a fine not exceeding one hundred dollars (\$100.00).

Approved March 17, 1924.

CHAPTER 30  
CHILD LABOR  
H. F. 44

AN ACT to amend, revise, and codify sections eight hundred eighty-two (882) and eight hundred eighty-four (884) to eight hundred ninety (890), inclusive, of the compiled code of Iowa, and section eight hundred eighty-eight (888) of the supplement to said code, relating to child labor.

That sections eight hundred eighty-two (882), and eight hundred eighty-four (884) to eighty hundred ninety (890), inclusive, of the compiled Code of Iowa, and section eight hundred eighty-eight (888) of the supplement to said Code are amended, revised, and codified to read as follows:

CHAPTER  
CHILD LABOR

Section 1. Child labor in establishments - age limit - exception. No person under fourteen (14) years of age shall be employed with or without compensation in any mine, manufacturing establishment, factory, mill, shop, laundry, slaughter house, or packing house, or in any store or mercantile establishment where more than eight (8) persons are employed, or in any livery stable, garage, place of amusement, or in the distribution or transmission of merchandise or messages; but nothing in this section shall be construed as prohibiting any child from working in any of the above establishments or occupations when operated by his parents.

Sec. 2. Hours of labor - noon intermission. No person under sixteen (16) years of age shall be employed at any of the places or in any of the occupations specified in the preceding sections before the hour of seven (7) o'clock in the morning or after the hour of six (6) o'clock in the evening, and if such person is employed exceeding five (5) hours of each day, a noon intermission of not less than thirty (30) minutes shall be given between the hours of eleven (11) and one (1) o'clock, and such person shall not be employed more than eight (8) hours in any one (1) day, exclusive of the noon hour intermission; nor shall any such person be employed more than forty-eight (48) hours in any one (1) week.

Sec. 3. Hours where part-time school prevails. When any organized school district there shall have been established a part-time school, department, or class, no person under sixteen (16) years of age shall be employed for more than forty (40) hours in any one (1) week.

Sec. 4. Cleaning or operating dangerous machinery - age limit - exception. The following acts shall be unlawful:

1. Directing or permitting any boy under sixteen (16) or girl under eighteen (18) years of age to clean machinery while it is in motion.
2. Permitting any boy or girl under sixteen (16) years of age to operate or assist in operating any freight or passenger elevator.
3. Permitting any boy or girl under sixteen (16) years of age to operate or assist in operating dangerous machinery; but this provision shall not apply to pupils working under an instructor in manual training departments in public schools of the state or under an instructor in a school shop or industrial plant in a course of vocational education approved by the state board for vocational education.

Sec. 5. Permit for child labor. No child under sixteen (16) years of age shall be employed, permitted, or suffered to work in or in connection with any of the establishments or occupations mentioned in section one (1) hereof unless the person, firm, or corporation employing such child procures and keeps on file, accessible to any officer charged with the enforcement of this chapter, a work permit issued as hereinafter provided, and keeps two (2) complete lists of the names and ages of all such children under sixteen (16) years of age employed in or for such establishments or in such occupations, one (1) on file in the office and one (1) conspicuously posted near the principal entrance of the place or establishment in which such children are employed. On termination of the em

ployment of a child whose permit is on file, such permit shall be issued by the employer within two (2) days to the officer who issued it with a statement of the reasons for the termination of such employment. A work permit shall be issued for every position obtained by a child between the ages of fourteen (14) and sixteen (16) years. The permit in no case shall be issued to the child, parent, guardian, or custodian, but to its prospective employer.

Sec. 6. Labor permit - how obtained. A work permit shall be issued only by the superintendent of schools or by a person authorized by him in writing, or, where there is no superintendent of schools, by a person authorized in writing by the local school board in the community where such child resides, upon the application of the parent, guardian, or custodian of the child desiring such permit. The person authorized to issue work permits shall not issue any such permit, except as provided in sections eleven (11) and twelve (12), until he has received, examined, approved, and filed:

1. A written agreement from the person, firm, or corporation into whose service the child under sixteen (16) years of age is about to enter, promising to give such child employment, describing the work to be performed and agreeing to return the work permit of such child to the office from which it was issued within two (2) days after the termination of the employment of such child.

2. The school record of such child filled out and signed by the superintendent of the school which such child has last attended certifying that the child is able to read intelligently and write legibly simple sentences in the English language and has completed a course of study equivalent to six yearly grades in reading, writing, spelling, English language, geography, and arithmetic. Such school record shall give also the name, date of birth, and residence of the child as shown on the records of the school and also the name of its parent, guardian, or custodian. But in exceptional cases where a child is strong, healthy, and well developed physically, superintendents or local boards may, with the approval of the labor commissioner, issue permits for boys and girls between the ages of fourteen (14) and sixteen (16), with less educational acquirements, good for vacation only.

3. A certificate signed by a medical inspector of schools, or if there be no such inspector, then by a physician appointed by the board of education, certifying that the applicant for the work permit has reached the normal development of a child of its age and is sufficiently sound health and physically able to perform the work for which the permit is sought.

4. Evidence of age showing that the child is fourteen (14) years old, or more, which shall consist of one (1) of the following proofs required in the order herein designated as follows:

a. A transcript of the birth certificate filed according to law with a registrar of vital statistics or other officer charged with the duty of recording births.

b. A passport or a transcript of a certificate of baptism showing the date of birth and place of baptism of such child.

c. A school census record.

d. In cases where none of the above named proofs are obtainable, a certificate signed by the local medical inspector of schools, or if there be no such inspector, then by a physician appointed by the local board of education, certifying that in his opinion the applicant for the work permit is fourteen (14) years of age or more.

Sec. 7. What permit shall show. Every such work permit shall state the name, sex, the date and place of birth, the residence of the child, in whose name it is issued, the color of hair and eyes, the height and weight, the proof of age, the school grade completed, the name and location of the establishment where the child is to be employed, the work for which the permit is issued, that the papers required for its issuance have been duly examined, approved, and filed, and that the person named therein has personally appeared before the officer issuing the permit and has been examined.

Sec. 8. Duplicate permit filed with commissioner - blanks furnished. A duplicate of every such work permit issued shall be filled out and forwarded to the office of the labor commissioner between the first and the tenth day of the month following the month in which it is issued. The blank forms for the work permit, the employer's agreement, the school record and the physician's certificate shall be formulated by the superintendent of public instruction and furnished by him to the local school authorities.

Sec. 9. Authority of officers to require showing. Any officer whose duty is to enforce the provisions of this chapter shall have the authority to demand of any employer in or about whose place or establishment a child apparently under the age of sixteen (16) years is employed, permitted, or suffered to work, and whose permit is not filed as required by this chapter, that such employer shall either furnish him within ten (10) days the same documentary evidence of age of such child as is required upon the issuance of a work permit, or shall cease to employ or permit or suffer such child to work in such place or establishment.

Sec. 10. Where life, health, or morals are endangered - age limitation. No person under sixteen (16) years of age shall be employed at any work or occupation which, by reason of its nature or the place of employment, the health of such person may be injured, or morals depraved, or at any work in which the handling or use of gunpowder, dynamite, or other like explosives is required, or in or about any mine during the school term or in or about any hotel, cafe, restaurant, bowling alley, pool or billiard room, cigar store, barber shop, or in any occupation dangerous to life or limb. No female under twenty-one (21) years of age shall be employed in any capacity where the duties of such employment compel her to remain constantly standing.

Sec. 11. Street occupations for children forbidden - exceptions. No boy under eleven (11) years of age nor girl under eighteen (18) years of age shall be employed, permitted, or suffered to work at any time in any city of ten thousand (10,000) or more inhabitants within this state in or in connection with the street occupation of peddling, bootblacking, the distribution or sale of newspapers, magazines, periodicals, or circulars, nor in any other occupations in any street or public place, except that in such cities, the superintendent of schools or person authorized by him, upon sufficient showing made by a judge of the superior, municipal, or juvenile court, may, in exceptional cases, issue a permit to a boy under eleven (11) years of age.

Sec. 12. Street occupations for boys - age limit - permit - badge. No boy between eleven (11) and sixteen (16) years of age shall be employed or permitted to work in any such city in connection with any of the occupations mentioned in the preceding section unless he complies with all the requirements for the issuance of work permits as described in this chapter except the filing of an employer's agreement, but the school record so required shall certify only that the boy is regularly attending school and that the work in which he wishes to engage will not interfere with his progress at school. Upon compliance with these requirements such boy shall be entitled to receive from the officer authorized to issue work permits a badge which shall authorize such boy to engage in the above-mentioned occupations at such time or times, between four (4) a.m. and seven-thirty (7:30) p.m. each day, as the public schools of the city or district where such boy resides are not in session, but at no other time, except that during the summer school vacation such boy may engage in such occupation until the hour of eight-thirty (8:30) p.m. All such badges issued in the same calendar year shall be of the same color, which color shall be changed each year and shall become void upon the first day of January following their issuance.

Sec. 13. Night work prohibited - age limit. No person under eighteen (18) years of age shall be employed in the transmission, distribution, or delivery of goods or messages between the hours of ten (10) in the evening and five (5) in the morning in any city of ten thousand (10,000) or more inhabitants.

Sec. 14. Violations - penalties. Any parent, guardian, or other person, who having under his control any person, under sixteen (16) years of age causes or permits said person to work or be employed in violation of the provisions of this chapter, or any person making, certifying to, or causing to be made or certified to, any statement, certificate, or other paper for the purpose of procuring the employment of any person in violation of said provisions or who makes, files, executes, or delivers any such statement, certificate, or other paper containing any false statement for the purpose of procuring the employment of any person in violation of this chapter, or for the purpose of concealing the violation thereof in such employment, and any person, firm, or corporation, or the agent, manager, superintendent, or officer of any person, firm, or corporation, whether for himself or such person, firm, corporation, either by himself or acting through any agent, foreman, superintendent, or manager, who, employs any person or permits any person to be employed in violation of the provisions of this chapter, or who shall refuse to allow any authorized officer or person to inspect any place of business under said provisions, if demand is made therefor at any time during business hours, or who shall wilfully obstruct such officer or person while making such inspection, or who shall fail to keep posted the lists containing the names of persons employed under sixteen (16) years of age and other information as required by this chapter, or who shall knowingly insert any false statement in such list, shall be deemed guilty of a misdemeanor, and upon conviction shall be fined not to exceed one hundred dollars (\$100.00) or be imprisoned in the county jail not to exceed thirty (30) days.

The parent or person in charge of any child who shall engage in any street occupation in violation of any of the provisions of this chapter shall be punished by a fine of not more than fifteen dollars (\$15.00).

Whoever furnishes or sells to any minor any article of any description with the knowledge that said minor intends to sell said article in violation of the provisions of this chapter relating to street occupations, shall be punished by a fine of not less than fifteen dollars (\$15.00) nor more than one hundred dollars (\$100.00) for each offense.

Whoever violates any other provisions of this chapter, shall be fined not to exceed one hundred dollars (\$100.00).

Sec. 15. Enforcement - duties of officers. It shall be the duty of the labor commissioner, his deputies, inspectors, and assistants to enforce the provisions of this chapter. It shall also be the duty of all mayors and police officers, town and city marshals, sheriffs and their deputies, school superintendents, school truant and attendance officers, within their several jurisdictions to cooperate in the enforcement of such provisions and furnish the labor commissioner, his deputies and assistants all information coming to their knowledge regarding any violations of such provisions. All such officers and any person authorized in writing by any court of record shall have authority to enter for purposes of investigation any of the establishments and places mentioned in this chapter and to freely question any person therein as to any violations of such provisions.

It shall be the duty of county attorneys to investigate all complaints made to them of violations of any such provisions, and to prosecute all such cases of violation within their respective counties.

Approved February 21, 1924.