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SENATE FILE 626

By COMMITTEE ON HUMAN AND
INDUSTRIAL RELATIONS
(Committee on Social Services)

Passed Senate, Date *4-24-69* Passed House, Date

Vote: Ayes *53* Nays *0* Vote: Ayes Nays

Approved

A BILL FOR

1 An Act relating to minimum standards to protect the health,
2 safety, and welfare of individuals living in migratory
3 labor camps.

4 *Be It Enacted by the General Assembly of the State of Iowa:*

5 Section 1. When used in this Act unless the context other-
6 wise requires:

7 1. "Migrant labor camp" means one or more buildings,
8 structures, shelters, tents, trailers, or vehicles or any
9 other structure or a combination thereof together with the
10 land appertaining thereto, established, operated, or main-
11 tained as living quarters for seven or more migrant persons
12 or two or more shelters. A camp shall include such land or
13 quarters separate from one another if the migrants housed
14 therein work at anytime for the same person and the total
15 number of migrants in all such camps are seven or more.
16 Such separate camps shall constitute a portion of a migrant
17 labor camp.

18 2. "Camp operator" means the person who has been granted
19 a permit, in accordance with the provisions of this Act, to
20 operate a migrant labor camp, or portion thereof.

21 3. "Chemical toilet" means a nonwater carriage toilet
22 facility where human waste is collected in a container
23 charged with a chemical solution for the purpose of disin-
24 fecting and deodorizing such waste.

25 4. "Communicable disease" means any of those diseases

1 regulated by state or local communicable disease laws, ordi-
2 nances, or regulations.

3 5. "Garbage" means all putrescible animal or vegetable
4 wastes resulting from the handling, preparation, cooking,
5 or consumption of food at a migrant labor camp.

6 6. "Person" means an individual, group of individuals,
7 firm, association, partnership, or corporation.

8 7. "Privy" means a portable or fixed sanitary facility
9 used for excretion in a shelter separate and apart from any
10 building and without water-borne disposal.

11 8. "Refuse" means all putrescible and nonputrescible
12 solid waste except human body wastes, including garbage,
13 rubbish, and ashes.

14 9. "Sanitary land fill" means the controlled dumping of
15 refuse on land, compaction of this refuse into the smallest
16 practical volume, and the covering of it daily with an ap-
17 propriate amount of earth.

18 10. "Service building" means any building provided for
19 the common use, welfare, and comfort of persons occupying
20 or using the migrant labor camp.

21 11. "Shelter" means any conventional or unconventional
22 building of one or more rooms, or any tent, trailer, rail-
23 road car, or any other enclosure or structure used for sleep-
24 ing or living purposes.

25 12. "Temporary" means the time of use of the facility
26 at the site is contingent upon the labor project, which may
27 be seasonal or of limited or intermittent duration.

28 13. "Toilet room" means an enclosure containing one or
29 more toilet facilities or water closet facilities.

30 14. "Urinal" means a sanitary fixture or structure in-
31 stalled for the purpose of urination.

32 15. "Water closet" means a sanitary fixture, within a
33 toilet room, used for excretion and equipped with a bowl
34 and device for flushing the bowl contents into a disposal
35 system.

1 16. "Department" means the state department of health.

2 17. "Commissioner" means the commissioner of public
3 health or his designee.

4 18. "Migrant person" of "migrant" means any person or
5 persons who customarily and repeatedly travel from state
6 to state for the purpose of obtaining seasonal employment
7 in agriculture, including the children of such persons not
8 authorized by law to engage in such employment.

9 Sec. 2. No person shall establish, maintain, or operate
10 a migrant labor camp, or portion thereof, directly or in-
11 directly, until he has obtained a permit to operate such camp
12 from the department and unless the permit is in full force
13 and effect and is posted and remains posted in the camp, or
14 portion thereof, to which it applies at all times during
15 the maintenance and operation of such camp.

16 Sec. 3. Written application to operate a migrant labor
17 camp, or portion thereof, shall be made to the department
18 upon forms approved by the department at least sixty days
19 prior to the first day of the intended operation of such
20 camp. However, during the year 1969, application shall be
21 made as soon as practicable after the effective date of this
22 Act. The application shall state the name and address of
23 the person requesting a permit; and name and address of the
24 owner of the camp, or portion thereof; approximate number
25 of persons to be lodged in such camp; approximate period
26 during which the migrant labor camp, or portion thereof,
27 is to be operated; the location of such camp, or portion
28 thereof; and any other information required by the depart-
29 ment. A separate application shall be submitted for each
30 camp, or portion thereof, and a separate permit shall be
31 issued annually for each such camp, or portion thereof.

32 Sec. 4. If the department finds, after investigation,
33 that the migrant labor camp, or portion thereof, conforms
34 to the minimum standards required by this Act, it shall
35 issue a permit for operation of such camp, or portion

1 thereof. A permit shall not be assignable or transferable.
2 It shall expire one year after the date of issuance, or upon
3 a change of operator of the camp or upon revocation.

4 Sec. 5. When any person applying for a permit to operate
5 a migrant labor camp is denied a permit, or when a permit is
6 suspended or revoked, such person may appeal such denial,
7 suspension, or revocation to the commissioner of public
8 health. The commissioner or his designated appeals officer,
9 after reasonable notice to all interested parties, shall
10 hold a hearing upon such denial, suspension, or revocation.
11 at the hearing all parties involved shall be entitled to
12 be present and represented by counsel and to present such
13 evidence as they desire as to why a permit should, or should
14 not, be issued, suspended, or revoked. The commissioner or
15 appeals officer shall render a decision within thirty days
16 after the termination of the hearing, and a copy of the
17 decision shall be sent by restricted certified mail, return
18 receipt requested, to all parties given notice of the appeal
19 and hearing. Notice of appeal shall be sent in writing to
20 the department by restricted certified mail, return receipt
21 requested, by the aggrieved party. In the event such appeal
22 is taken from a notice of suspension or revocation, such
23 appeal shall be made prior to the date set for such suspen-
24 sion or revocation.

25 Sec. 6. The hearing shall be conducted at the office of
26 the department or at such other place convenient for the
27 aggrieved party or for the attendance of witnesses and re-
28 ceipt of evidence. The commissioner or appeals officer,
29 when requested in writing by any party to the appeal, shall
30 compel by subpoena the attendance and testimony of witnesses
31 and the production of books, papers, and documents. All
32 testimony and evidence shall be received under oath admin-
33 istered by the commissioner or appeals officer. In the
34 event any party fails to attend who has been properly served
35 with a subpoena, application shall be made to the district

1 court in the county where such hearing is to be held, to
2 enforce the subpoena issued by the commissioner or his ap-
3 peals officer. The commissioner or appeals officer shall
4 cause a record of the proceedings at the hearing to be kept
5 and shall provide any interested party to the hearing a
6 transcript of the evidence presented, upon payemnt of the
7 cost thereof. The hearing may be continued from time to
8 time at the discretion of the commissioner or appeals of-
9 ficer.

10 Sec. 7. Technical errors in the proceeding or failure to
11 observe the technical rules of evidence shall not constitute
12 grounds for reversal of any decision unless it shall appear
13 to the reviewing court that such error or failure materially
14 affects the rights of any party and results in substantial
15 injustice to any interested party.

16 Sec. 8. Any person aggrieved by a final order or deter-
17 mination of the commissioner or his appeals officer may ap-
18 peal such final order or determination, for trial de novo
19 in equity, to the district court for Polk county. Any such
20 appeal shall be filed within twenty days of the date of the
21 final order or determination by the commissioner or his ap-
22 peals officer. Notice of appeal shall be served upon all
23 parties to the appeal and hearing before the commissioner
24 of public health or his appeals officer in the same manner
25 as are original notices in civil actions. However, such
26 appeal shall not operate to stay any order or final deter-
27 mination of the commissioner of public health or his appeals
28 officer unless the district court finds upon hearing after
29 reasonable notice to all interested parties, that substantial
30 damage would result to the appealing party unless such order
31 or final determination was stayed and such a stay would not
32 endanger the health, safety, or welfare of any inhabitants
33 of a migrant labor camp. Any aggrieved party may appeal to
34 the supreme court from the final determination of the dis-
35 trict court as provided by law.

1 Sec. 9. Authorized employees and representatives of the
2 department may enter and inspect migrant labor camps at any
3 reasonable time and may question persons, and investigate
4 facts, conditions, practices, or any other matters as are
5 necessary or appropriate to determine compliance with the
6 provisions of this Act and any rules and regulations made
7 pursuant to this Act, or in the formulation of any additional
8 rules or regulations. The commissioner may, to the extent
9 appropriate, utilize the services of any other state depart-
10 ment or agency or any local agency for assistance in inspec-
11 tions and investigations.

12 Sec. 10. If the holder of any permit under the provisions
13 of this Act fails to maintain and operate a migrant labor
14 camp in accordance with the provisions of this Act and the
15 rules and regulations of the department relating thereto,
16 the commissioner shall revoke or suspend the permit for the
17 operation and maintenance of such camp.

18 Sec. 11. The commissioner shall serve written notice
19 upon the holder of the permit, by restricted certified mail,
20 return receipt requested, specifying the manner in which the
21 holder of the permit has failed to comply with the provisions
22 of this Act or any rules and regulations of the department
23 and shall fix a reasonable time within which the objection-
24 able condition or conditions must be removed or corrected.
25 If the holder of the permit fails to remove or correct such
26 objectionable condition or conditions within the time fixed
27 by the commissioner, the commissioner shall revoke or suspend
28 such permit. However, if the objectionable condition or con-
29 ditions endanger the health, safety, or welfare of any in-
30 habitants of a migrant labor camp, the commissioner shall
31 immediately suspend or revoke such permit.

32 Sec. 12. The commissioner may grant written permission
33 to individual camp operators to vary from the provisions of
34 this Act or the rules and regulations of the department when
35 the extent of the variation is clearly specified and it is

1 demonstrated to the commissioner's satisfaction that:

2 1. Such variation is necessary to obtain a beneficial
3 use of an existing facility.

4 2. The variation is necessary to prevent a substantial
5 difficulty or unnecessary hardship.

6 3. Appropriate alternative measures have been taken to
7 protect the health, safety, and welfare of any inhabitants
8 of a migrant labor camp and assure that the purpose of the
9 provisions for which variation is sought will be observed.

10 Written application for such variations shall be filed
11 with the commissioner and local board of health serving the
12 area in which the migrant labor camp is situated. No such
13 variation shall be effective until granted in writing by the
14 commissioner.

15 Sec. 13. To be eligible for a permit, a migrant labor
16 camp, or portion thereof, shall meet each and all of the
17 following requirements.

18 1. Site.

19 a. Sites for migrant labor camps shall be adequately
20 drained. Such sites shall not be subject to periodic flood-
21 ing, nor located within two hundred feet of swamps, pools,
22 sink holes, or other quiescent surface collections of water
23 unless the water surfaces can be subjected to mosquito and
24 pest control measures. Sites shall be located so that drain-
25 age from and through the camp will not endanger any domestic
26 or public water supply. Sites shall be graded, ditched, and
27 rendered free from depressions in which water may collect
28 and become a nuisance.

29 b. Sites shall be adequate in size to prevent overcrowd-
30 ing of necessary structures and to minimize the hazards of
31 fire. Housing shall not be subject to, or in proximity to,
32 conditions that create or are likely to create offensive
33 odors, flies, noise, traffic or attract rats or other
34 rodents, or any other similar conditions.

35 c. The grounds and open areas surrounding the shelters,

1 buildings, or structures, shall be maintained in a clean and
2 sanitary condition free from rubbish, debris, waste paper,
3 garbage, and other refuse.

4 d. All camps shall provide space for recreation, commensurate
5 with size of the camp and type of occupancy.

6 e. Whenever a camp is permanently closed or closed for
7 the season, all garbage, manure, and other refuse shall be
8 collected and disposed of to prevent a nuisance. All abandoned
9 privy pits shall be filled with earth and the grounds
10 and buildings left in a clean and sanitary condition. If
11 privy buildings remain, then such buildings shall be locked
12 or otherwise secured to prevent entrance.

13 2. Shelter.

14 a. Shelters shall be structurally sound and shall provide
15 protection to the occupants.

16 b. At least one-half of the floor area in each living
17 unit shall have a minimum ceiling height of seven feet. No
18 floor space shall be counted toward minimum requirements
19 where the ceiling height is less than five feet.

20 c. Sleeping facilities shall be provided for each person.
21 Such facilities shall consist of comfortable beds, cots, or
22 bunks, provided with clean mattresses.

23 d. Any bedding provided by the camp operator shall be
24 clean and sanitary.

25 e. Triple deck bunks shall not be allowed.

26 f. The clear space above the top of the lower mattress
27 of a double deck bunk and the bottom of the upper bunk shall
28 be a minimum of twenty-seven inches. The distance from the
29 top of the upper mattress to the ceiling shall be a minimum
30 of thirty-six inches.

31 g. Beds used for double occupancy may be provided only
32 in family accommodations.

33 h. Floors of buildings used as living quarters or shelters
34 shall be constructed of wood, asphalt, concrete, or other comparable
35 material. Wooden floors shall be of smooth and tight

1 construction and shall be elevated not less than one foot
2 above the ground level at all points to prevent dampness and
3 to permit free circulation of air beneath. Floors shall be
4 kept in good repair.

5 i. Nothing in this Act shall prohibit banking with earth
6 or other suitable material around the outside walls of
7 shelters and other structures in areas subject to extremely
8 low temperatures.

9 j. Living quarters of shelters shall be provided with
10 windows and doors which shall be in total area not less than
11 one-tenth of the floor area. At least one-half of each
12 window shall be constructed so that it can be opened for
13 purposes of ventilation.

14 k. Exterior openings shall be effectively screened with
15 sixteen mesh material. Screen doors shall be equipped with
16 self-closing devices.

17 l. In a room where people cook, live, and sleep, a mini-
18 mum of sixty square feet per occupant shall be provided. San-
19 itary facilities shall be provided for storing and preparing
20 food.

21 m. When a camp is operated during a season requiring
22 artificial heating, living quarters with a minimum of one
23 hundred square feet per occupant shall be provided and such
24 living quarters or shelters shall, also, be provided with
25 properly installed heating equipment of adequate capacity
26 to maintain a room temperature of at least seventy degrees
27 Fahrenheit. A stove or other source of heat shall be in-
28 stalled and vented in a manner to avoid both a fire hazard
29 and a concentration of fumes or gas within such living
30 quarters and shelters. In a room with wooden or combustible
31 flooring, there shall be a concrete slab, metal sheet, or
32 other fire-resistant material, on the floor under each stove,
33 extending at least eighteen inches beyond the perimeter of
34 the base of the stove. Any wall or ceiling not having a
35 fire-resistant surface, within twenty-four inches of a stove

1 or stovepipe, shall be protected by a metal sheet or other
2 fire-resistant material. Heating appliances, other than
3 electrical, shall be provided with a stovepipe or vent con-
4 nected to the appliance and discharging to the outside air
5 or chimney. The vent or chimney shall extend above the peak
6 of the roof. Stovepipes shall be insulated with fire-
7 resistant material where they pass through walls, ceilings,
8 or floors.

9 3. Water supply.

10 a. An adequate and convenient water supply, approved by
11 the department, shall be provided in each camp for drinking,
12 cooking, bathing, and laundry purposes.

13 b. Each water supply shall be inspected at the time of
14 occupancy to the camp and as frequently thereafter as is
15 necessary to insure its continued suitability.

16 c. Distribution lines shall be capable of supplying water
17 at normal operating pressures to all fixtures for simulta-
18 neous operation. Water outlets shall be distributed through-
19 out the camp in such a manner that no shelter or living
20 quarter is more than one hundred feet from a yard hydrant
21 if water is not piped to the shelters.

22 d. A cold water tap shall be available within one hundred
23 feet of each individual living unit when water is not pro-
24 vided in the unit. Adequate drainage facilities shall be
25 provided for overflow and spillage.

26 e. Common drinking cups shall not be allowed or permitted.

27 f. Wells or springs used as sources of water supply shall
28 have tight covers and be constructed and located to preclude
29 pollution by seepage from cesspools, privies, sewers, sewage
30 treatment works, stables or manure piles, or surface drain-
31 age. The water from such sources shall be obtained by free
32 gravity flow or by an approved metal pump securely mounted
33 on a concrete slab covering the well or spring. If the pump
34 is adjacent to the well or spring, it shall be located and
35 connected to prevent any pollution of such water supply.

1 4. Toilet facilities.

2 a. Approved toilet facilities adequate for the capacity
3 of the camp shall be provided.

4 b. Each toilet facility shall be located so as to be
5 accessible to the inhabitants of the camp without any in-
6 dividual passing through any sleeping room. Toilet rooms
7 shall have a window not less than six square feet in area
8 opening directly to the outside or shall otherwise be sat-
9 isfactorily ventilated. All outside openings shall be
10 screened with sixteen mesh material. No water closet,
11 chemical toilet, or urinal shall be located in a room used
12 for other than toilet purposes.

13 c. A toilet room shall be located within two hundred
14 feet of each sleeping room. No privy existing on the ef-
15 fective date of this Act shall be nearer than fifty feet
16 from any sleeping room, dining room, lunch area, or kitchen.
17 No privy constructed after the effective date of this Act
18 shall be nearer than one hundred feet from any sleeping room,
19 dining room, lunch area, or kitchen.

20 d. Separate facilities shall be provided for men and
21 women and such facilities shall be clearly marked by signs
22 printed in english and in the native language of the persons
23 occupying the camp, or marked with easily understood pictures
24 or symbols, when men and women, not members of the same im-
25 mediate family, are housed in the same camp.

26 e. Where toilet facilities are shared, the number of
27 water closets or privy seats provided for each sex shall be
28 based on the maximum number of persons of that sex which the
29 camp is designed to house at any one time, in the ratio of
30 one unit for each fifteen persons, with a minimum of two
31 units for any shared facility.

32 f. Urinals, constructed of nonabsorbent materials, may
33 be substituted for men's toilet seats on the basis of one
34 urinal or twenty-four inches of trough-type urinal for one
35 toilet seat up to a maximum of one-third of the required

1 toilet seats.

2 g. Each toilet room or facility shall be lighted natu-
3 rally, or artificially, by a safe type of lighting at all
4 hours of the day and night.

5 h. An adequate supply of toilet paper shall be provided
6 in each privy, water closet, or chemical toilet compartment.

7 i. Toilet seats, privies, and toilet rooms or facilities
8 shall be kept in a sanitary condition and cleaned daily.

9 j. Each privy shall have a pit initially, at least five
10 feet deep.

11 k. Privy pits shall be constructed and maintained so that
12 flies cannot gain access to the human waste.

13 l. A privy pit shall not be filled with human waste to
14 a point nearer than one foot from the surface of the ground ;
15 the human waste in the pit shall then be covered with earth,
16 ashes, lime, or other similar material.

17 m. Seat openings in privies shall be covered with tight-
18 fitting, hinged lids.

19 5. Sewage disposal facilities.

20 a. In camps where public sewers are available, all sewer
21 lines and floor drains from buildings and shelters shall be
22 connected to the sewers.

23 b. All human waste, sewage, or liquid waste from camps
24 not discharged into public sewers shall be disposed of in
25 accordance with the provisions of this Act or the rules and
26 regulations of the department.

27 6. Laundry, handwashing, and bathing facilities.

28 a. Laundry, handwashing, and bathing facilities shall be
29 provided as follows:

30 (1) One handwash basin for each immediate family shelter
31 or dwelling for every fifteen persons or fraction thereof in
32 shared facilities.

33 (2) One shower head for every fifteen or fraction thereof
34 persons. Separate facilities for men and women shall be
35 provided.

1 (3) One laundry tray or tub for every twenty-five persons
2 or fraction thereof.

3 (4) One slop sink in each building used for laundry,
4 handwashing, or bathing.

5 b. Floors shall be of smooth finish but not of slippery
6 materials and they shall be impervious to moisture. Floor
7 drains shall be provided in all shower baths, shower rooms,
8 or laundry rooms to remove waste water and facilitate clean-
9 ing. Junctions of the curbing and the floor shall be
10 covered. Walls and partitions of shower rooms shall be
11 smooth and impervious to moisture to the height of splash.

12 c. A supply of hot and cold running water conforming to
13 the provisions of this Act or the rules and regulations of
14 the department shall be provided for bathing and laundry
15 purposes.

16 d. Every service building used during periods requiring
17 artificial heating shall be provided with equipment capable
18 of maintaining a room temperature of a least seventy degrees
19 Fahrenheit.

20 e. Facilities for drying clothes shall be provided.

21 f. Service buildings shall be kept clean.

22 g. Waste water shall be disposed of so as not to form
23 pools on the ground nor create a nuisance, nor pollute any
24 drinking water supply. Toilet drainage shall be carried
25 through a covered drain into a covered septic tank that con-
26 forms to standards established by the department.

27 7. Lighting.

28 a. All housing sites, quarters, and shelters shall be
29 provided with electric service.

30 b. Each habitable room and common use rooms, and areas
31 including, but not limited to, laundry rooms, toilets,
32 privies, hallways, and stairways shall contain adequate ceil-
33 ing or wall-type light fixtures. At least one wall-type
34 electrical convenience outlet shall be provided in each in-
35 dividual living room.

1 c. Adequate lighting shall be provided for the yard area
2 and pathways to common use facilities.

3 d. All wiring and lighting fixtures shall be installed
4 and maintained in a safe condition.

5 e. Where electric service is not available, gas lighting
6 will be acceptable. Hallways and stairways to upper floors
7 shall be lighted at night. Electric lighting shall be pro-
8 vided in all camps or additions to camps constructed after
9 the effective date of this Act.

10 8. Refuse disposal.

11 a. Durable, fly-tight, clean containers in good condition
12 of a minimum capacity of twenty gallons, shall be provided
13 adjacent to each housing unit or shelter for the storage of
14 garbage and other refuse. Such containers shall be provided
15 in a minimum ratio of one per fifteen persons or fraction
16 thereof.

17 b. Provisions shall be made for collection of refuse at
18 least twice a week, or more often if necessary.

19 c. The disposal of refuse, which includes garbage, shall
20 be in accordance with state and local laws.

21 9. Construction and operation of kitchens, dining halls,
22 and feeding facilities.

23 a. Every camp shall be provided with adequate gas stoves
24 or electrical stoves for cooking.

25 b. Utensils in which food is prepared or kept, or from
26 which food is to be eaten, and implements used in the prepara-
27 tion and eating of food shall be kept in a clean, unbroken,
28 and sanitary condition.

29 c. Adequate refrigeration for perishable foods, cooked
30 or raw, shall be provided in every kitchen or wherever food
31 is prepared. Tables, benches, or chairs shall be provided.

32 d. Cooking of meals by an immediate family unit within
33 its assigned living quarters may be permitted, provided that
34 safe and adequate areas are available, but a separate kitchen
35 in each shelter is desirable.

1 e. In camps where cooking facilities are used in common,
2 stoves, in ratio of one stove to ten persons or one stove to
3 two immediate families or fraction thereof, shall be provided
4 in a central kitchen room or building separate and distinct
5 from sleeping quarters and toilet facilities. Floors, walls,
6 ceilings, tables and shelves of kitchens, dining rooms,
7 refrigerators and food storage rooms shall be constructed
8 so that they can always be maintained in a clean and sanitary
9 condition. Exterior wall openings of all rooms shall be
10 screened and rendered fly-tight at all times during the
11 period that the camp is in operation. Screen doors shall
12 be self-closing and installed to open outward from the area
13 to be protected.

14 f. In camps where meals are furnished by the operator,
15 manager, or concessionaire, the requirements of the depart-
16 ment shall be met.

17 g. No person with any communicable or venereal disease
18 shall be employed or permitted to work at preparation, cook-
19 ing, serving, or other handling of food, foodstuffs, or
20 other materials, in any kitchen or dining room operated
21 in connection with a camp or regularly used by persons liv-
22 ing in a camp.

23 10. Insect and rodent control.

24 a. Effective measures shall be taken to control rats,
25 mice, flies, mosquitoes, bedbugs, and all other insects,
26 rodents, and parasites within the camp premises.

27 b. Pesticides and pest control equipment shall be stored
28 and used in a safe manner.

29 11. Safety and fire prevention.

30 a. No flammable or volatile liquids or materials shall
31 be stored in or adjacent to rooms used for living purposes,
32 except for those needed for current household use.

33 b. First aid facilities shall be provided and readily
34 accessible for use at all times. Such facilities shall be
35 equivalent to the sixteen unit first aid kit recommended by

1 the American Red Cross, and provided in a ratio of one per
2 fifty persons or fraction thereof.

3 c. Buildings and structures of a camp shall be maintained
4 and used in accordance with state and local law relative to
5 fire prevention.

6 d. Units of approved fire-extinguisher equipment shall
7 be located so that a person will not have to travel more
8 than one hundred feet from any point to reach the nearest
9 unit, and at least one unit shall be provided for each one
10 thousand square feet of floor space or fraction thereof.

11 e. Appliances of the type, number, and size indicated
12 below shall constitute one unit of fire-extinguisher equip-
13 ment:

14 (1) Soda and acid. One appliance of two and one-half
15 gallon capacity, or two appliances of one and one-half
16 gallon capacity in each appliance.

17 (2) Foam. One appliance of two and one-half gallon
18 capacity, or two appliances of one and one-half gallon
19 capacity in each appliance.

20 (3) Vaporizing liquid (carbon tetrachloride). Two appli-
21 ances of any size from one quart to one gallon.

22 (4) Water type. One stored pressure appliance of two and
23 one-half gallon capacity, or two pump-type appliances of five
24 gallon capacity.

25 f. Fire fighting equipment shall be maintained in good
26 operating condition so that it may be used instantly when
27 the need arises.

28 g. Adult occupants shall be properly instructed in fire
29 prevention and in the proper use of equipment.

30 Sec. 14. The camp operator shall report immediately to
31 the local health officer the name and address of any individ-
32 ual in the camp known to have or suspected of having a com-
33 municable disease. Whenever there shall occur in any camp,
34 or portion thereof, a case of suspected food poisoning or an
35 unusual prevalence of any illness in which fever, diarrhea,

1 sore throat, vomiting, or jaundice is a prominent symptom,
2 the camp operator shall report immediately the existence of
3 the condition to the local health officer and the commis-
4 sioner. Agricultural pesticides and toxic chemicals shall
5 not be stored in the housing area.

6 Sec. 15. Any person who is planning to construct, recon-
7 struct, or enlarge a camp or any portion thereof, or facility
8 of a camp, or to convert a property for use or occupancy as
9 a camp, shall give notice in writing of his intent to do so
10 to the commissioner at least fifteen days prior to the date
11 of the commencement of any major construction, reconstruction,
12 enlargement, or conversion. The notice shall give the name
13 of the city, village, town, and county in which the property
14 is located; the location of the property within that area;
15 a brief description of the proposed major construction, re-
16 construction, enlargement, or conversion; the name and mail-
17 ing address of the person giving such notice; and his tele-
18 phone number. The commissioner, upon receipt of such notice,
19 shall promptly send to such person by ordinary mail a copy
20 of this Act and all rules and regulations of the department
21 applicable to migrant labor camps.

22 Sec. 16. Every migrant person or inhabitant of a migrant
23 labor camp shall use the sanitary and other facilities pro-
24 vided and shall keep that part of the living quarters or
25 shelter which he or his immediate family occupies and con-
26 trols as well as the premises immediately adjacent thereto
27 in a clean condition comparable to normal domestic standards.
28 Every camp operator or permit holder shall be responsible
29 for the providing of and proper maintenance and repair of
30 the premises, all shelters, structures, facilities, and ser-
31 vice buildings of the camp, or portion thereof, for which
32 he was issued a permit as well as proper garbage and refuse
33 collection, privy openings and closings, maintenance of
34 water supply, pest and rodent control, toilet facilities,
35 sewage disposal, laundry, handwashing and bathing facilities,

1 lighting, operation of common kitchens, dining halls, and
2 feeding facilities, and safety and fire prevention.

3 Sec. 17. A rental charge or deduction from any wages
4 due a migrant person or worker shall not be made by any camp
5 operator or person for providing any of the facilities re-
6 quired by this Act unless such migrant person or worker is
7 fully informed of all such rental charges or deductions to
8 be made prior to the time he contracts for employment as an
9 agricultural or migrant worker.

10 Sec. 18. The commissioner shall make such rules and
11 regulations necessary for carrying out the purposes and pro-
12 visions of this Act, subject to the requirements of chapter
13 seventeen A (17A) of the Code.

14 Sec. 19. Any person failing to comply with any provision
15 of this Act, or with any rule, regulation or order issued
16 pursuant to the provisions of this Act, or interfering with,
17 impeding, or obstructing in any manner, the commissioner,
18 department, or any of its employees in the performance of
19 official duties pursuant to this Act, shall be guilty of a
20 misdemeanor and fined in an amount of not less than fifty
21 dollars nor more than one hundred dollars for each such
22 offense. If any person further fails to comply with any
23 provisions of this Act, or with any rule, regulation or order
24 issued pursuant to the provisions of this Act, the commis-
25 sioner shall enforce such provision, rule, regulation or
26 order by filing an action for injunction against such person
27 in the district court in the county wherein such violation
28 or violations occur.

29 Sec. 20. This Act, being deemed of immediate importance,
30 shall be in force from and after its publication in the
31 Waterloo Daily Courier, a newspaper published in Waterloo,
32 Iowa, and the Lee Town News, a newspaper published in Des
33 Moines, Iowa.

EXPLANATION OF SENATE FILE 626

This bill will provide standards to protect the health, safety, and welfare of migrant laborers and their families. Enforcement of the Act is the responsibility of the Commissioner of Public Health.

FISCAL NOTE

Date prepared April 7, 1969

Requested by Senator Lee Gaudineer.

Prepared in regard to a bill for an act relating to minimum standards to protect the health, safety and welfare of individuals living in migratory labor camps.

Following is the fiscal effect in dollars of the legislative proposal as required by Rule 47.

Estimated annual cost of administering an act relating to minimum standards to protect the health, safety and welfare of individuals living in migratory labor camps. (*)

1st year	\$68,000
2nd year	68,000
3rd year	68,000
4th year	68,000
5th year	68,000

(*) For agricultural labor camps only, does not provide for increases in camps.

GERRY D. RANKIN
Legislative Fiscal Director

*adopted
4-24*

- 1 Amend Senate File 626 as follows:
- 2 1. By striking on page 16 in line 31 the word, "health officer"
- 3 and by inserting in lieu thereof the words, "board of health".
- 4 2. By striking on page 17 in line 3 the word, "health officer"
- 5 and by inserting in lieu thereof the words, "board of health".

Filed - *adopted 4-24*
April 23, 1969

By GAUDINEER

- 1 Amend Senate File 626 as follows:
- 2 1. By striking from page 1, line 11, the words "migrant per-
- 3 sons" and inserting in lieu thereof the word "migrants".
- 4 2. By striking from page 1, line 14, the word "anytime" and
- 5 inserting in lieu thereof the words "any time".
- 6 3. By striking from page 1, line 15, the word "are" and insert-
- 7 ing in lieu thereof the word "is".
- 8 4. By striking from page 2, lines 14 through 17, inclusive.
- 9 5. By striking from page 2, lines 25 through 27, inclusive,
- 10 and renumbering the sections.
- 11 6. By striking from page 3, lines 4 through 8, inclusive, and
- 12 inserting in lieu thereof the following: 18. "Migrant" means any
- 13 individual who customarily and repeatedly travels from state to
- 14 state for the purpose of obtaining seasonal employment in agriculture,
- 15 including the spouse and children of such individuals, whether or not
- 16 authorized by law to engage in such employment.
- 17 7. By striking from page 4, lines 7 and 8, the words "of public
- 18 health".
- 19 8. By striking from page 4, line 8, the words "or his designated
- 20 appeals officer".
- 21 9. By striking from page 4, lines 14 and 15, the words "or
- 22 appeals officer".
- 23 10. By striking from page 4, line 28, the words "or appeals
- 24 officer".
- 25 11. By striking from page 4, line 33, the words "or appeals
- 26 officer".
- 27 12. By striking from page 5, lines 2 and 3, the words "or his
- 28 appeals officer" and "or appeals officer".
- 29 13. By striking from page 5, lines 8 and 9, the words "or -
- 30 appeals officer".
- 31 14. By striking from page 5, line 17, the words "or his appeals
- 32 officer".
- 33 15. By striking from page 5, lines 21 and 22, the words "or his
- 34 appeals officer".
- 35 16. By striking from page 5, line 24, the words "of public
- 36 health or his appeals officer".
- 37 17. By striking from page 5, lines 27 and 28, the words "of
- 38 public health or his appeals officer".
- 39 18. By striking from page 6, lines 1 and 2, the words "Authorized
- 40 employees and representatives of the department" and inserting in lieu
- 41 thereof the words "The commissioner".
- 42 19. By relocating page 6, lines 12 through 31, inclusive, after
- 43 page 4, line 3, and redesignating "Sec. 10" as "Sec. 5." and Sec. 11"
- 44 as "Sec. 6." and by renumbering the following sections as required.
- 45 20. By striking from page 7, line 17, the period and inserting
- 46 in lieu thereof a colon.
- 47 21. By striking from page 12, line 31, the word "persons" and
- 48 inserting in lieu thereof the word "individuals".
- 49 22. By striking from page 12, line 34, the word "persons" and
- 50 inserting in lieu thereof the word "individuals".
- 51 23. By inserting in page 12, line 35, after the word "provided"
- 52 the words "in shared facilities".
- 53 24. By striking from page 14, line 19, the words ", which
- 54 includes garbage,".
- 55 25. By adding after page 16, line 29, a new subparagraph as
- 56 follows: "h. Agricultural pesticides and toxic chemicals shall
- 57 not be stored in the housing area."

adopted
4-24

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Page 2

- 58 26. By striking from page 17, the sentence beginning in line 4.
59 27. By striking from page 17, line 22, the word "person".
60 28. By striking from page 18, line 4, the words "person or
61 worker".
62 29. By striking from page 18, line 6, the words "person or
63 worker".

adopted
4-24

Filed - *adopted 4-24*
April 21, 1969

By THORSEN, GAUDINEER
and STANLEY

- 1 Amend Senate File 626, page 5, by striking in line
2 19 the words, "for Polk County" and inserting in
3 lieu thereof the words, "of the county wherein
4 the license was to be issued or wherein such
5 license is to be revoked or suspended".

Filed and adopted
April 24, 1969

By THORSEN

April 25, 1969

Human & Industrial Relations 4-25
Social Services 4-29

SENATE FILE 626

By COMMITTEE ON HUMAN AND
INDUSTRIAL RELATIONS
(Committee on Social Services)
(AS PASSED BY THE SENATE)

Passed Senate, Date *4-24-69* Passed House, Date *5-6-69*

Vote: Ayes *53* Nays *0* Vote: Ayes *104* Nays *1*

Approved *5-14-69*

A BILL FOR

Sub. for S.F. 790-5-6

1 An Act relating to minimum standards to protect the health,
2 safety, and welfare of individuals living in migratory
3 labor camps.

4 *Be It Enacted by the General Assembly of the State of Iowa:*

5 Section 1. When used in this Act unless the context other-
6 wise requires:

7 1. "Migrant labor camp" means one or more buildings,
8 structures, shelters, tents, trailers, or vehicles or any
9 other structure or a combination thereof together with the
10 land appertaining thereto, established, operated, or main-
11 tained as living quarters for seven or more *migrants*
12 or two or more shelters. A camp shall include such land or
13 quarters separate from one another if the migrants housed
14 therein work at *any time* for the same person and the total
15 number of migrants in all such camps *is* seven or more.
16 Such separate camps shall constitute a portion of a migrant
17 labor camp.

18 2. "Camp operator" means the person who has been granted
19 a permit, in accordance with the provisions of this Act, to
20 operate a migrant labor camp, or portion thereof.

21 3. "Chemical toilet" means a nonwater carriage toilet
22 facility where human waste is collected in a container
23 charged with a chemical solution for the purpose of disin-
24 fecting and deodorizing such waste.

25 4. "Communicable disease" means any of those diseases

- 1 regulated by state or local communicable disease laws, ordi-
2 nances, or regulations.
- 3 5. "Garbage" means all putrescible animal or vegetable
4 wastes resulting from the handling, preparation, cooking,
5 or consumption of food at a migrant labor camp.
- 6 6. "Person" means an individual, group of individuals,
7 firm, association, partnership, or corporation.
- 8 7. "Privy" means a portable or fixed sanitary facility
9 used for excretion in a shelter separate and apart from any
10 building and without water-borne disposal.
- 11 8. "Refuse" means all putrescible and nonputrescible
12 solid waste except human body wastes, including garbage,
13 rubbish, and ashes.
- 14 9. "Service building" means any building provided for
15 the common use, welfare, and comfort of persons occupying
16 or using the migrant labor camp.
- 17 10. "Shelter" means any conventional or unconventional
18 building of one or more rooms, or any tent, trailer, rail-
19 road car, or any other enclosure of structure used for sleep-
20 ing or living purposes.
- 21 11. "Toilet room" means an enclosure containing one or
22 more toilet facilities or water closet facilities.
- 23 12. "Urinal" means a sanitary fixture or structure in-
24 stalled for the purpose of urination.
- 25 13. "Water closet" means a sanitary fixture, within a
26 toilet room, used for excretion and equipped with a bowl
27 and device for flushing the bowl contents into a disposal
28 system.
- 29 14. "Department" means the state department of health.
- 30 15. "Commissioner" means the commissioner of public
31 health or his designee.
- 32 16. "*Migrant*" means any individual who customarily and
33 repeatedly travels from state to state for the purpose of obtaining
34 seasonal employment in agriculture, including the spouse and
35 children of such individuals, whether or not authorized by law

1 *to engage in such employment.*

2 Sec. 2. No person shall establish, maintain, or operate
3 a migrant labor camp, or portion thereof, directly or in-
4 directly, until he has obtained a permit to operate such camp
5 from the department and unless the permit is in full force
6 and effect and is posted and remains posted in the camp, or
7 portion thereof, to which it applies at all times during
8 the maintenance and operation of such camp.

9 Sec. 3. Written application to operate a migrant labor
10 camp, or portion thereof, shall be made to the department
11 upon forms approved by the department at least sixty days
12 prior to the first day of the intended operation of such
13 camp. However, during the year 1969, application shall be
14 made as soon as practicable after the effective date of this
15 Act. The application shall state the name and address of
16 the person requesting a permit; and name and address of the
17 owner of the camp, or portion thereof; approximate number
18 of persons to be lodged in such camp; approximate period
19 during which the migrant labor camp, or portion thereof,
20 is to be operated; the location of such camp, or portion
21 thereof; and any other information required by the depart-
22 ment. A separate application shall be submitted for each
23 camp, or portion thereof, and a separate permit shall be
24 issued annually for each such camp, or portion thereof.

25 Sec. 4. If the department finds, after investigation,
26 that the migrant labor camp, or portion thereof, conforms
27 to the minimum standards required by this Act, it shall
28 issue a permit for operation of such camp, or portion
29 thereof. A permit shall not be assignable or transferable.
30 It shall expire one year after the date of issuance, or upon
31 a change of operator of the camp or upon revocation.

32 Sec. 5. If the holder of any permit under the provisions
33 of this Act fails to maintain and operate a migrant labor
34 camp in accordance with the provisions of this Act and the
35 rules and regulations of the department relating thereto,

1 the commissioner shall revoke or suspend the permit for the
2 operation and maintenance of such camp.

3 Sec. 6. The commissioner shall serve written notice
4 upon the holder of the permit, by restricted certified mail,
5 return receipt requested, specifying the manner in which the
6 holder of the permit has failed to comply with the provisions
7 of this Act or any rules and regulations of the department
8 and shall fix a reasonable time within which the objection-
9 able condition or conditions must be removed or corrected.
10 If the holder of the permit fails to remove or correct such
11 objectionable condition or conditions within the time fixed
12 by the commissioner, the commissioner shall revoke or suspend
13 such permit. However, if the objectionable condition or con-
14 ditions endanger the health, safety, or welfare of any in-
15 habitants of a migrant labor camp, the commissioner shall
16 immediately suspend or revoke such permit.

17 Sec. 7. When any person applying for a permit to operate
18 a migrant labor camp is denied a permit, or when a permit is
19 suspended or revoked, such person may appeal such denial,
20 suspension, or revocation to the commissioner.

21 The commissioner,
22 after reasonable notice to all interested parties, shall
23 hold a hearing upon such denial, suspension, or revocation.
24 At the hearing all parties involved shall be entitled to
25 be present and represented by counsel and to present such
26 evidence as they desire as to why a permit should, or should
27 not, be issued, suspended, or revoked. The commissioner
28 shall render a decision within thirty days
29 after the termination of the hearing, and a copy of the
30 decision shall be sent by restricted certified mail, return
31 receipt requested, to all parties given notice of the appeal
32 and hearing. Notice of appeal shall be sent in writing to
33 the department by restricted certified mail, return receipt
34 requested, by the aggrieved party. In the event such appeal
35 is taken from a notice of suspension or revocation, such

1 appeal shall be made prior to the date set for such suspen-
2 sion or revocation.

3 Sec. 8. The hearing shall be conducted at the office of
4 the department or at such other place convenient for the
5 aggrieved party or for the attendance of witnesses and re-
6 ceipt of evidence. The commissioner,
7 when requested in writing by any party to the appeal, shall
8 compel by subpoena the attendance and testimony of witnesses
9 and the production of books, papers, and documents. All
10 testimony and evidence shall be received under oath admin-
11 istered by the commissioner. In the
12 event any party fails to attend who has been properly served
13 with a subpoena, application shall be made to the district
14 court in the county where such hearing is to be held, to
15 enforce the subpoena issued by the commissioner.

16 The commissioner shall
17 cause a record of the proceedings at the hearing to be kept
18 and shall provide any interested party to the hearing a
19 transcript of the evidence presented, upon payment of the
20 cost thereof. The hearing may be continued from time to
21 time at the discretion of the commissioner.

22
23 Sec. 9. Technical errors in the proceeding or failure to
24 observe the technical rules of evidence shall not constitute
25 grounds for reversal of any decision unless it shall appear
26 to the reviewing court that such error or failure materially
27 affects the rights of any party and results in substantial
28 injustice to any interested party.

29 Sec. 10. Any person aggrieved by a final order or deter-
30 mination of the commissioner may ap-
31 peal such final order or determination, for trial de novo
32 in equity, to the district court of the county wherein the
33 license was to be issued or wherein such license is to be revoked
34 or suspended. Any such
35 appeal shall be filed within twenty days of the date of the

1 final order or determination by the commissioner.
2 Notice of appeal shall be served upon all
3 parties to the appeal and hearing before the commissioner
4 in the same manner
5 as are original notices in civil actions. However, such
6 appeal shall not operate to stay any order or final deter-
7 mination of the commissioner
8 unless the district court finds upon hearing after
9 reasonable notice to all interested parties, that substantial
10 damage would result to the appealing party unless such order
11 or final determination was stayed and such a stay would not
12 endanger the health, safety, or welfare of any inhabitants
13 of a migrant labor camp. Any aggrieved party may appeal to
14 the supreme court from the final determination of the dis-
15 trict court as provided by law.

16 Sec. 11. *The commissioner*
17 may enter and inspect migrant labor camps at any
18 reasonable time and may question persons, and investigate
19 facts, conditions, practices, or any other matters as are
20 necessary or appropriate to determine compliance with the
21 provisions of this Act and any rules and regulations made
22 pursuant to this Act, or in the formulation of any additional
23 rules or regulations. The commissioner may, to the extent
24 appropriate, utilize the services of any other state depart-
25 ment or agency or any local agency for assistance in inspec-
26 tions and investigations.

27 Sec. 12. The commissioner may grant written permission
28 to individual camp operators to vary from the provisions of
29 this Act or the rules and regulations of the department when
30 the extent of the variation is clearly specified and it is
31 demonstrated to the commissioner's satisfaction that:

- 32 1. Such variation is necessary to obtain a beneficial
33 use of an existing facility.
- 34 2. The variation is necessary to prevent a substantial
35 difficulty or unnecessary hardship.

1 3. Appropriate alternative measures have been taken to
2 protect the health, safety, and welfare of any inhabitants
3 of a migrant labor camp and assure that the purpose of the
4 provisions for which variation is sought will be observed.

5 Written application for such variations shall be filed
6 with the commisisoner and local board of health serving the
7 area in which the migrant labor camp is situated. No such
8 variation shall be effective until granted in writing by the
9 commissioner.

10 Sec. 13. To be eligible for a permit, a migrant labor
11 camp, or portion thereof, shall meet each and all of the
12 following requirements:

13 1. Site.

14 a. Sites for migrant labor camps shall be adequately
15 drained. Such sites shall not be subject to periodic flood-
16 ing, nor located within two hundred feet of swamps, pools,
17 sink holes, or other quiescent surface collections of water
18 unless the water surfaces can be subjected to mosquito and
19 pest control measures. Sites shall be located so that drain-
20 age from and through the camp will not endanger any domestic
21 or public water supply. Sites shall be graded, ditched, and
22 rendered free from depressions in which water may collect
23 and become a nuisance.

24 b. Sites shall be adequate in size to prevent overcrowd-
25 ing of necessary structures and to minimize the hazards of
26 fire. Housing shall not be subject to, or in proximity to,
27 conditions that create or are likely to create offensive
28 odors, flies, noise, traffic, or attract rats or other
29 rodents, or any other similar conditions.

30 c. The grounds and open areas surrounding the shelters,
31 buildings, or structures, shall be maintained in a clean and
32 sanitary condition free from rubbish, debris, waste paper
33 garbage, and other refuse.

34 d. All camps shall provide space for recreation, commen-
35 surate with size of the camp and type of occupancy.

1 e. Whenever a camp is permanently closed or closed for
2 the season, all garbage, manure, and other refuse shall be
3 collected and disposed of to prevent a nuisance. All aban-
4 doned privy pits shall be filled with earth and the grounds
5 and buildings left in a clean and sanitary condition. If
6 privy buildings remain, then such buildings shall be locked
7 or otherwise secured to prevent entrance.

8 2. Shelter.

9 a. Shelters shall be structurally sound and shall provide
10 protection to the occupants.

11 b. At least one-half of the floor area in each living
12 unit shall have a minimum ceiling height of seven feet. No
13 floor space shall be counted toward minimum requirements
14 where the ceiling height is less than five feet.

15 c. Sleeping facilities shall be provided for each person.
16 Such facilities shall consist of comfortable beds, cots, or
17 bunks, provided with clean mattresses.

18 d. Any bedding provided by the camp operator shall be
19 clean and sanitary.

20 e. Triple deck bunks shall not be allowed.

21 f. The clear space above the top of the lower mattress
22 of a double deck bunk and the bottom of the upper bunk shall
23 be a minimum of twenty-seven inches. The distance from the
24 top of the upper mattress to the ceiling shall be a minimum
25 of thirty-six inches.

26 g. Beds used for double occupancy may be provided only
27 in family accommodations.

28 h. Floors of buildings used as living quarters or shelters
29 shall be constructed of wood, asphalt, concrete, or other com-
30 parable material. Wooden floors shall be of smooth and tight
31 construction and shall be elevated not less than one foot
32 above the ground level at all points to prevent dampness and
33 to permit free circulation of air beneath. Floors shall be
34 kept in good repair.

35 i. Nothing in this Act shall prohibit banking with earth

1 or other suitable material around the outside walls of
2 shelters and other structures in areas subject to extremely
3 low temperatures.

4 j. Living quarters of shelters shall be provided with
5 windows and doors which shall be in total area not less than
6 one-tenth of the floor area. At least one-half of each
7 window shall be constructed so that it can be opened for
8 purposes of ventilation.

9 k. Exterior openings shall be effectively screened with
10 sixteen mesh material. Screen doors shall be equipped with
11 self-closing devices.

12 l. In a room where people cook, live, and sleep, a mini-
13 mum of sixty square feet per occupant shall be provided. San-
14 itary facilities shall be provided for storing and preparing
15 food.

16 m. When a camp is operated during a season requiring
17 artificial heating, living quarters with a minimum of one
18 hundred square feet per occupant shall be provided and such
19 living quarters or shelters shall, also, be provided with
20 properly installed heating equipment of adequate capacity
21 to maintain a room temperature of at least seventy degrees
22 Fahrenheit. A stove or other source of heat shall be in-
23 stalled and vented in a manner to avoid both a fire hazard
24 and a concentration of fumes or gas within such living
25 quarters and shelters. In a room with wooden or combustible
26 flooring, there shall be a concrete slab, metal sheet, or
27 other fire-resistant material, on the floor under each stove,
28 extending at least eighteen inches beyond the perimeter of
29 the base of the stove. Any wall or ceiling not having a
30 fire-resistant surface, within twenty-four inches of a stove
31 or stovepipe, shall be protected by a metal sheet or other
32 fire-resistant material. Heating appliances, other than
33 electrical, shall be provided with a stovepipe or vent con-
34 nected to the appliance and discharging to the outside air
35 or chimney. The vent chimney shall extend above the peak

- 1 of the roof. Stovepipes shall be insulated with fire-
- 2 resistant material where they pass through walls, ceilings,
- 3 or floors.
- 4 3. Water supply.
- 5 a. An adequate and convenient water supply, approved by
- 6 the department, shall be provided in each camp for drinking,
- 7 cooking, bathing, and laundry purposes.
- 8 b. Each water supply shall be inspected at the time of
- 9 occupancy of the camp and frequency thereafter as is
- 10 necessary to insure its continued suitability.
- 11 c. Distribution lines shall be capable of supplying water
- 12 at normal operating pressures to all fixtures for simulta-
- 13 neous operation. Water outlets shall be distributed through-
- 14 out the camp in such manner that no shelter or living
- 15 quarter is more than one hundred feet from a yard hydrant
- 16 if water is not piped to the shelters.
- 17 d. A cold water tap shall be available within one hundred
- 18 feet of each individual living unit when water is not pro-
- 19 vided in the unit. Adequate drainage facilities shall be
- 20 provided for overflow and spillage.
- 21 e. Common drinking cups shall not be allowed or permitted.
- 22 f. Wells or springs used as sources of water supply shall
- 23 have tight covers and be constructed and located to preclude
- 24 pollution by seepage from cesspools, privies, sewers, sewage
- 25 treatment works, stables or manure piles, or surface drain-
- 26 age. The water from such sources shall be obtained by free
- 27 gravity flow or by an approved metal pump securely mounted
- 28 on a concrete slab covering the well or spring. If the pump
- 29 is adjacent to the well or spring, it shall be located and
- 30 connected to prevent any pollution of such water supply.
- 31 4. Toilet facilities.
- 32 a. Approved toilet facilities adequate for the capacity
- 33 of the camp shall be provided.
- 34 b. Each toilet facility shall be located so as to be
- 35 accessible to the inhabitants of the camp without any in-

1 individual passing through any sleeping room. Toilet rooms
2 shall have a window not less than six square feet in area
3 opening directly to the outside or shall otherwise be sat-
4 isfactorily ventilated. All outside openings shall be
5 screened with sixteen mesh material. No water closet,
6 chemical toilet, or urinal shall be located in a room used
7 for other than toilet purposes.

8 c. A toilet room shall be located within two hundred
9 feet of each sleeping room. No privy existing on the ef-
10 fective date of this Act shall be nearer than fifty feet
11 from any sleeping room, dining room, lunch area, or kitchen.
12 No privy constructed after the effective date of this Act
13 shall be nearer than one hundred feet from any sleeping room,
14 dining room, lunch area, or kitchen.

15 d. Separate facilities shall be provided for men and
16 women and such facilities shall be clearly marked by signs
17 printed in english and in the native language of the persons
18 occupying the camp, or marked with easily understood pictures
19 or symbols, when men and women, not members of the same im-
20 mediately family, are housed in the same camp.

21 e. Where toilet facilities are shared, the number of
22 water closets or privy seats provided for each sex shall be
23 based on the maximum number of persons of that sex which the
24 camp is designed to house at any one time, in the ratio of
25 one unit for each fifteen persons, with a minimum of two
26 units for any shared facility.

27 f. Urinals, constructed of nonasorbent materials, may
28 be substituted for men's toilet seats on the basis of one
29 urinal or twenty-four inches of trough-type urinal for one
30 toilet seat up to a maximum of one-third of the required
31 toilet seats.

32 g. Each toilet room or facility shall be lighted natu-
33 rally, or artificially, by a safe type of lighting at all
34 hours of the day and night.

35 h. An adequate supply of toilet paper shall be provided

- 1 in each privy, water closet, or chemical toilet compartment.
- 2 i. Toilet seats, privies, and toilet rooms or facilities
- 3 shall be kept in a sanitary condition and cleaned daily.
- 4 j. Each privy shall have a pit initially, at least five
- 5 feet deep.
- 6 k. Privy pits shall be constructed and maintained so that
- 7 flies cannot gain access to the human waste.
- 8 l. A privy pit shall not be filled with human waste to
- 9 a point nearer than one foot from the surface of the ground ;
- 10 the human waste in the pit shall be covered with earth,
- 11 ashes, lime, or other similar material.
- 12 m. Seat openings in privies shall be covered with tight-
- 13 fitting, hinged lids.
- 14 5. Sewage disposal facilities.
- 15 a. In camps where public sewers are available, all sewer
- 16 lines and floor drains from buildings and shelters shall be
- 17 connected to the sewers.
- 18 b. All human waste, sewage, or liquid waste from camps
- 19 not discharged into public sewers shall be disposed of in
- 20 accordance with the provisions of this Act or the rules and
- 21 regulations of the department.
- 22 6. Laundry, handwashing, and bathing facilities.
- 23 a. Laundry, handwashing, and bathing facilities shall be
- 24 provided as follows:
- 25 (1) One handwash basin for each immediate family shelter
- 26 or dwelling for every fifteen *individuals* or fraction thereof in
- 27 shared facilities.
- 28 (2) One shower head for every fifteen or fraction thereof
- 29 *individuals*. Separate facilities for men and women shall be
- 30 provided *in shared facilities*.
- 31 (3) One laundry tray or tub for every twenty-five persons
- 32 or fraction thereof.
- 33 (4) One slop sink in each building used for laundry,
- 34 handwashing, or bathing.
- 35 b. Floors shall be of smooth finish but not of slippery

1 materials and they shall be impervious to moisture. Floor
2 drains shall be provided in all shower baths, shower rooms,
3 or laundry rooms to remove waste water and facilitate clean-
4 ing. Junctions of the curbing and the floor shall be
5 covered. Walls and partitions of shower rooms shall be
6 smooth and impervious to moisture to the height of splash.

7 c. A supply of hot and cold running water conforming to
8 the provisions of this Act or the rules and regulations of
9 the department shall be provided for bathing and laundry
10 purposes.

11 d. Every service building used during periods requiring
12 artificial heating shall be provided with equipment capable
13 maintaining a room temperature of at least seventy degrees
14 Fahrenheit.

15 e. Facilities for drying clothes shall be provided.

16 f. Service buildings shall be kept clean.

17 g. Waste water shall be disposed of so as not to form
18 pools on the ground nor create a nuisance, nor pollute any
19 drinking water supply. Toilet drainage shall be carried
20 through a covered drain into a covered septic tank that con-
21 forms to standards established by the department.

22 7. Lighting.

23 a. All housing sites, quarters, and shelters shall be
24 provided with electric service.

25 b. Each habitable room and common use rooms, and areas
26 including, but not limited to, laundry rooms, toilets,
27 privies, hallways, and stairways shall contain adequate ceil-
28 ing or wall-type light fixtures. At least one wall-type
29 electrical convenience outlet shall be provided in each in-
30 dividual living room.

31 c. Adequate lighting shall be provided for the yard area
32 and pathways to common use facilities.

33 d. All wiring and lighting fixtures shall be installed
34 and maintained in a safe condition.

35 e. Where electric service is not available, gas lighting

1 will be acceptable. Hallways and stairways to upper floors
2 shall be lighted at night. Electric lighting shall be pro-
3 vided in all camps or additions to camps constructed after
4 the effective date of this Act.

5 8. Refuse disposal.

6 a. Durable, fly-tight, clean containers in good condition
7 of a minimum capacity of twenty gallons, shall be provided
8 adjacent to each housing unit or shelter for the storage of
9 garbage and other refuse. Such containers shall be provided
10 in a minimum ratio of one per fifteen persons or fraction
11 thereof.

12 b. Provisions shall be made for collection of refuse at
13 least twice a week, or more often if necessary.

14 c. The disposal of refuse shall
15 be in accordance with state and local laws.

16 9. Construction and operation of kitchens, dining halls,
17 and feeding facilities.

18 a. Every camp shall be provided with adequate gas stoves
19 or electrical stoves for cooking.

20 b. Utensils in which food is prepared or kept, or from
21 which food is to be eaten, and implements used in the prepara-
22 tion and eating of food shall be kept in a clean, unbroken,
23 and sanitary condition.

24 c. Adequate refrigeration for perishable foods, cooked
25 or raw, shall be provided in every kitchen or wherever food
26 is prepared. Tables, benches, or chairs shall be provided.

27 d. Cooking of meals by an immediate family unit within
28 its assigned living quarters may be permitted, provided that
29 safe and adequate areas are available, but a separate kitchen
30 in each shelter is desirable.

31 e. In camps where cooking facilities are used in common,
32 stoves, in ratio of one stove to ten persons or one stove to
33 two immediate families or fraction thereof, shall be provided
34 in a central kitchen room or building separate and distinct
35 from sleeping quarters and toilet facilities. Floors, walls,

1 ceilings, tables and shelves of kitchens, dining rooms,
2 refrigerators and food storage rooms shall be constructed
3 so that they can always be maintained in a clean and sanitary
4 condition. Exterior wall openings of all rooms shall be
5 screened and rendered fly-tight at all times during the
6 period that the camp is in operation. Screen doors shall
7 be self-closing and installed to open outward from the area
8 to be protected.

9 f. In camps where meals are furnished by the operator,
10 manager, or concessionaire, the requirements of the depart-
11 ment shall be met.

12 g. No person with any communicable or venereal disease
13 shall be employed or permitted to work at preparation, cook-
14 ing, serving, or other handling of food, foodstuffs, or
15 other materials, in any kitchen or dining room operated
16 in connection with a camp or regularly used by persons liv-
17 ing in a camp.

18 10. Insect and rodent control.

19 a. Effective measures shall be taken to control rats,
20 mice, flies, mosquitoes; bedbugs, and all other insects,
21 rodents, and parasites within the camp premises.

22 b. Pesticides and pest control equipment shall be stored
23 and used in a safe manner.

24 11. Safety and fire prevention.

25 a. No flammable or volatile liquids or materials shall
26 be stored in or adjacent to rooms used for living purposes,
27 except for those needed for current household use.

28 b. First aid facilities shall be provided and readily
29 accessible for use at all times. Such facilities shall be
30 equivalent to the sixteen unit first aid kit recommended by
31 the American Red Cross, and provided in a ratio of one per
32 fifty persons or fraction thereof.

33 c. Buildings and structures of a camp shall be maintained
34 and used in accordance with state and local law relative to
35 fire prevention.

1 d. Units of approved fire-extinguisher equipment shall
2 be located so that a person will not have to travel more
3 than one hundred feet from any point to reach the nearest
4 unit, and at least one unit shall be provided for each one
5 thousand square feet of floor space or fraction thereof.

6 e. Appliances of the type, number, and size indicated
7 below shall constitute one unit of fire-extinguisher equip-
8 ment.

9 (1) Soda and acid. One appliance of two and one-half
10 gallon capacity, or two appliances of one and one-half
11 gallon capacity in each appliance.

12 (2) Foam. One appliance of two and one-half gallon
13 capacity, or two appliances of one and one-half gallon
14 capacity in each appliance.

15 (3) Vaporizing liquid (carbon tetrachloride). Two appli-
16 ances of any size from one quart to one gallon.

17 (4) Water type. One stored pressure appliance of two and
18 one-half gallon capacity, or two pump-type appliances of five
19 gallon capacity.

20 f. Fire fighting equipment shall be maintained in good
21 operating condition so that it may be used instantly when
22 the need arises.

23 g. Adult occupants shall be properly instructed in fire
24 prevention and in the proper use of equipment.

25 *h. Agricultural pesticides and toxic chemicals shall not*
26 *be stored in the housing area.*

27 Sec. 14. The camp operator shall report immediately to
28 the local *board of health* the name and address of any individ-
29 ual in the camp known to have or suspected of having a com-
30 municable disease. Whenever there shall occur in any camp,
31 or portion thereof, a case of suspected food poisoning or an
32 unusual prevalence of any illness in which fever, diarrhea,
33 sore throat, vomiting, or jaundice is a prominent symptom,
34 the camp operator shall report immediately the existence of
35 the condition to the local *board of health* and the commissioner.

1 Sec. 15. Any person who is planning to construct, recon-
2 struct, or enlarge a camp or any portion thereof, or facility
3 of a camp, or to convert a property for use or occupancy as
4 a camp, shall give notice in writing of his intent to do so
5 to the commissioner at least fifteen days prior to the date
6 of the commencement of any major construction, reconstruction,
7 enlargement, or conversion. The notice shall give the name
8 of the city, village, town, and county in which the property
9 is located; the location of the property within that area;
10 a brief description of the proposed major construction, re-
11 construction, enlargement, or conversion; the name and mail-
12 ing address of the person giving such notice; and his tele-
13 phone number. The commissioner, upon receipt of such notice,
14 shall promptly send to such person by ordinary mail a copy
15 of this Act and all rules and regulations of the department
16 applicable to migrant labor camps.

17 Sec. 16. Every migrant or inhabitant of a migrant
18 labor camp shall use the sanitary and other facilities pro-
19 vided and shall keep that part of the living quarters or
20 shelter which he or his immediate family occupies and con-
21 trols as well as the premises immediately adjacent thereto
22 in a clean condition comparable to normal domestic standards.
23 Every camp operator or permit holder shall be responsible
24 for the providing of and proper maintenance and repair of
25 the premises, all shelters, structures, facilities, and ser-
26 vice buildings of the camp, or portion thereof, for which
27 he was issued a permit as well as proper garbage and refuse
28 collection, privy openings and closings, maintenance of
29 water supply, pest and rodent control, toilet facilities,
30 sewage disposal, laundry, handwashing and bathing facilities,
31 lighting, operation of common kitchens, dinning halls, and
32 feeding facilities, and safety and fire prevention.

33 Sec. 17. A rental charge or deduction from any wages
34 due a migrant shall not be made by any camp
35 operator or person for providing any of the facilities re-

1 quired by this Act unless such migrant is
2 fully informed of all such rental charges or deduction to
3 be made prior to the time he contracts for employment as an
4 agricultural or migrant worker.

5 Sec. 18. The commissioner shall make such rules and
6 regulations necessary for carrying out the purposes and pro-
7 visions of this Act, subject to the requirements of chapter
8 seventeen A (17A) of the Code.

9 Sec. 19. Any person failing to comply with any provision
10 of this Act, or with any rule, regulation or order issued
11 pursuant to the provisions of this Act, or interfering with,
12 impeding, or obstructing in any manner, the commissioner,
13 department, or any of its employees in the performance of
14 official duties pursuant to this Act, shall be guilty of a
15 misdemeanor and fined in an amount of not less than fifty
16 dollars nor more than one hundred dollars for each such
17 offense. If any person further fails to comply with any
18 provisions of this Act, or with any rule, regulation or order
19 issued pursuant to the provisions of this Act, the commis-
20 sioner shall enforce such provision, rule, regulation or
21 order by filing an action for injunction against such person
22 in the district court in the county wherein such violation
23 or violations occur.

24 Sec. 20. This Act, being deemed of immediate importance,
25 shall be in force from and after its publication in the
26 Waterloo Daily Courier, a newspaper published at Waterloo,
27 Iowa, and the Lee Town News, a newspaper published in Des
28 Moines, Iowa.

EXPLANATION OF SENATE FILE 626

This bill will provide standards to protect the health, safety, and welfare of migrant laborers and their families. Enforcement of the Act is the responsibility of the Commissioner and Department of Public Health.