WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1943

ENROLLED

HOUSE BILL No. 210

(By Mr. Flaccus)

PASSED March 10, 1943

In Effect from Passage
ENROLLED

House Bill No. 210

(By Mr. Flaccus)

[Passed March 10, 1943; in effect from passage.]

AN ACT to amend and reenact section two, article six, chapter twenty-one of the code of West Virginia, one thousand nine hundred thirty-one, as last amended and reenacted by chapter seventy-five, acts of the Legislature, regular session, one thousand nine hundred thirty-nine, relating to employment of children under eighteen years of age in certain occupations, determination as to other occupations and the right of appeal to the supreme court of appeals.

Be it enacted by the Legislature of West Virginia:

That section two, article six, chapter twenty-one of the code of West Virginia, one thousand nine hundred thirty-one, as last amended and reenacted by chapter seventy-five, acts of
the Legislature, regular session, one thousand nine hundred thirty-nine, be amended and reenacted to read as follows:

**Article 6. Child Labor.**

Section 2. *Employment of Children Under Eighteen in Certain Occupations; Determination as to Other Occupations; Appeal to Supreme Court.*—No child under eighteen years of age shall be employed, permitted or suffered to work in any mine, quarry or tunnel; or in, about, or in connection with any of the following:

1. (1) Stone cutting or polishing;
2. (2) The manufacture or transportation of explosives or highly inflammable substances;
3. (3) Ore reduction works, smelters, hot rolling mills, furnaces, foundries, forging shops, or in any other place in which the heating, melting or heat treatment of metals is carried on;
4. (4) Machinery used in the cold rolling of heavy metal stock, metal plate bending machines, or power-driven metal planing machines.

No child under eighteen years of age shall be employed or permitted to work in a public pool room or billiard
room, or be permitted, employed or suffered to sell, dispense or serve beer, in any place or establishment where beer is served, sold or dispensed, if dancing is permitted or allowed in the same room in which such beer is served, sold or dispensed, or in any indecent, obscene or immoral exhibition or practice; nor shall a child under eighteen years of age be apprenticed, given away, let out or otherwise disposed of to any person or company to engage in the occupation or service of rope or wire walker, gymnast, contortionist, circus rider, acrobat or clown; nor shall any child under the age of eighteen years of age be permitted or suffered to work in a bowling alley after twelve o'clock midnight."

The state commissioner of labor, the state commissioner of health, and the state superintendent of free schools may, from time to time, after hearing duly had, determine whether or not any particular trade, process of manufacturing, or occupation in which the employment of children under eighteen years of age is not already forbidden by law, or any particular method of carrying on such trade, process of manufacture, or occupation, is suffi-
ciently dangerous to the lives or limbs, or injurious to the health or morals of children under eighteen years of age to justify their exclusion therefrom. No child under eighteen years of age shall be employed or permitted to work in any occupation thus determined to be dangerous or injurious to such children. There shall be a right of appeal to the supreme court of appeals from any such determination.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the House of Delegates

Takes effect from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within approved this the 19th day of March, 1943.

Governor.

Filed in the office of the Secretary of State of West Virginia MÄR 19 1943

Wm. S. O'Brien, Secretary of State