

SECTION 3. This act shall take effect and be in force from and after its passage and publication.

Approved July 9, 1907.

No. 575, A.]

[Published July 12, 1907.

CHAPTER 523.

AN ACT to amend chapter 274, laws of 1899, as amended, making the same sections 1728a to 1728j of the statutes, relating to child labor.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. Sections 1 to 10, inclusive, chapter 274, laws of 1899, as amended by chapter 182, laws of 1901, and by chapter 349, laws of 1903, are amended and made ten new sections of the statutes to read:

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Approved July 9, 1907.

(In effect from and after date of publication.)

No. 563, S.]

[Published July 12, 1907.

CHAPTER 524.

AN ACT to provide for the employment of extra assistants in the office of the Bureau of Labor and Industrial Statistics.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. (Section 1021t.)

Approved July 9, 1907.

(In effect from and after date of publication.)

fined not less than ten dollars nor more than one hundred dollars for each offense.

(Ch. 418, 1907.)

Child labor permits: no delegation of granting power; educational test. SECTION 1728a. 1. No child between the ages of fourteen and sixteen years shall be employed at any time in any factory or workshop, bowling alley, * * * or in or about any mine, store, hotel, mercantile establishment, laundry, telegraph, telephone or public messenger service unless there is first obtained from the commissioner of labor, state factory inspector, any assistant factory inspector, or from the judge of the county court or municipal court or from the judge of a juvenile court where such child resides, a written permit authorizing the employment of such child within such time or times as the said commissioner of labor, state factory inspector, any assistant factory inspector, county judge, municipal judge, judge of a juvenile court or register of probate may fix, *providing that no officer herein mentioned shall have power to delegate the duty of granting permits to any subordinate officer or other person and provided further that such permit shall not be granted to any child who is unable to read and write simple sentences in the English language or the language of his native country.*

Under sixteen: employments forbidden; seats for females. 2. *No child under the age of sixteen years shall be employed in adjusting any belt or in oiling or assisting in oiling, wiping or cleaning any machinery when the same is in motion or in operating or assisting in operating any circular or band saw, wood-shaper, wood-jointer, planer, sandpaper, or wood-polishing machine, picker machine or machines used in picking wool, cotton, hair or any upholstering material, paper-lacing machine, leather-burnishing machine, dough-brakes or cracker machinery of any description, laundry machinery, emery or polishing wheel for polishing metal or wood turning machine or stamping machine in sheet metal and tin ware manufacturing, stamping machine in washer and nut factories, stamping machine in lace paper and leather manufacturing, corrugating rolls in roofing factories, burnishing machines in any tannery or leather manufactory, wire or iron straightening machinery, rolling mill machinery, punchers or shears or washing, grinding or mixing mill or calendar rolls in rubber manufacturing, nor shall*

any such child be employed at or assist in sewing belts in any capacity, or in the manufacture of paints, colors or white lead, or in the manufacture of any composition in which dangerous or poisonous acids are used, or in the manufacture of any goods for immoral purposes nor in any tobacco warehouse, cigar or other factory where tobacco is manufactured or prepared or in any place where intoxicating liquors are made, given away or sold, or in any theater or concert hall, or in operating any passenger or freight elevator, steam boiler or steam generating apparatus, or in any other employment dangerous to life or limb, injurious to the health or depraving of the morals of such child; nor shall any female child under sixteen years of age be employed in any capacity where such employment compels her to remain standing constantly.

Under fourteen: employments forbidden. 3. No child under the age of fourteen years shall be employed in any factory, workshop, bowling alley or in or about any mine.

Between fourteen and twelve: permits in vacation; outdoor work. 4. No child under the age of fourteen years shall be employed, required or suffered to work for wages at any gainful occupation at any time except that during the vacation of the public *or other* school in the town, district or city where any child between the ages of twelve and fourteen years resides, it may be employed in any store, office, hotel, mercantile establishment, * * * telegraph, telephone or public messenger service in the town, district or city where it resides and not elsewhere, provided that there is first obtained from the commissioner of labor, state factory inspector, any assistant factory inspector, county judge, municipal judge or from the judge of a juvenile court *or register of probate* where such child resides a written permit authorizing the employment of such child within such time or times as the said commissioner of labor, state factory inspector, * * * assistant factory inspector, county judge, municipal judge, judge of a juvenile court *or register of probate* may fix; *but no such child shall be prohibited by this act from being employed at farming or other out-door occupation not dangerous to life or limb.*

Records of permits. 5. The said commissioner of labor, state factory inspector, any assistant factor inspector, county judge, municipal judge, judge of a juvenile court *or register*

of probate shall keep a record, stating the name, date and place of birth and place of school attended by any such child, and the county judge, municipal judge or such judge of a juvenile court *or register of probate* shall report when so requested by the commissioner of labor or state factory inspector, the number of permits issued by him from time to time as hereinbefore provided.

Child's age, proofs; revocation of permits. 6. When the commissioner of labor, state factory inspector, any assistant factory inspector, county judge, municipal judge, judge of a juvenile court, *or register of probate*, has reason to doubt the age of any child who applies for such permit, the commissioner of labor, state factory inspector, any assistant factory inspector, county judge, municipal judge, judge of a juvenile court *or register of probate* shall demand proof of such child's age, by the production of a verified baptismal certificate or a duly attested birth certificate, or in case such certificates cannot be secured, by the record of age stated in the first school of enrollment of such child, and if such proof does not exist or cannot be secured then by the production of such other proof as may be satisfactory to said commissioner of labor, state factory inspector, any assistant factory inspector, county judge, municipal judge, judge of a juvenile court, *or register of probate* and no permit shall be issued unless proof of such child's age is filed with the said commissioner of labor, state factory inspector, county judge, municipal judge, judge of a juvenile court *or register of probate*. Whenever it appears that a permit has been obtained by a wrong or false statement as to any child's age, the commissioner, state factory inspector, any assistant factory inspector, county judge, municipal judge, judge of a juvenile court *or register of probate* of the county where such child resides shall revoke such permit.

(Ch. 523, 1907.)

Employers' registers and permit files. SECTION 1728b.
1. It shall be the duty of every person, firm or corporation, agent or manager of any firm or corporation employing minors in any mine, factory or workshop, bowling alley, * * * store, office, hotel, mercantile establishment, laundry, telegraph, telephone or public messenger service within this state to keep a register in the place where such minor is employed and subject at all times to the inspection of any factory inspector, or

assistant factory inspector, in which register shall be recorded the name, age, date of birth and place of residence, of every child employed, permitted or suffered to work therein, under the age of sixteen years.

2. It shall be unlawful for any person, firm or corporation, agent or manager of any firm or corporation to hire or employ, permit or suffer to work in any mine, mercantile establishment, factory or workshop, bowling alley, * * * store, office, hotel, laundry, telegraph, telephone or public messenger service, any child under sixteen years of age unless there is first provided and placed on file in such mine, mercantile establishment, factory or workshop, bowling alley, * * * store, office, hotel, laundry, telegraph, telephone or public messenger, a permit granted by either the commissioners of labor, state factory inspector, any assistant factory inspector, county judge, municipal judge, judge of a juvenile court or *register of probate* of the county where such child resides.

(Ch. 523, 1907.)

Child labor: time limits; newspapers; stores. SECTION 1728c. No * * * *child* under the age of sixteen years shall be employed, required, permitted or suffered to work for wages at any gainful occupation longer than * * * *fifty-five hours in any one week nor more than ten hours in any one day, nor more than six days in one week, nor after the hour of * * * six at night nor before the hour of * * * seven in the morning, except in cases where it is necessary to save perishable goods from serious damage, provided, that this section shall not apply to * * * children carrying newspapers between the hours of four and six in the morning and four and eight in the afternoon and who comply with all the legal requirements concerning school attendance; and provided further that this section shall not apply to children between the ages of fourteen and sixteen working in any store, between the hours of seven in the morning and nine in the afternoon, but no such child shall be employed in any store for a longer period than ten hours in any one day, nor more than six days in any one week, or a total of fifty-five hours during each week.*

(Ch. 523, 1907.)

Enforcing officers. SECTION 1728d. It shall be the duty of the commissioner of labor, the factory or assistant factory in-

spectors to enforce the provisions of this act, and to prosecute violations of the same before any court of competent jurisdiction in this state. It shall be the duty of the said commissioners of labor, or the factory or assistant factory inspectors, and they are hereby authorized and empowered to visit and inspect, at all reasonable times, and as often as possible, all places covered by this act.

(Ch. 523, 1907.)

Child physically unable. SECTION 1728e. The commissioner of labor, the factory or assistant factory inspectors, * * * *may refuse to grant permits* in the case of children who may seem physically unable to perform the labor at which they may be employed. * * *

(Ch. 523, 1907.)

Not to run elevators. SECTION 1728f. No person, firm or corporation shall employ or permit any child under sixteen years of age to have the care, custody, management or operation of any elevator.

(Ch. 523, 1907.)

Places of labor; definitions. SECTION 1728g. The words "manufacturing establishment," "factory" or "workshop" as used in this act, shall be construed to mean any place where goods or products are manufactured or repaired, dyed, cleaned or assorted, stored or packed, in whole or in part, for sale or for wages, and not for the personal use of the maker for his or her family or employer.

(Ch. 523, 1907.)

Penalties: employers' and corporations. SECTION 1728h. Any person, firm or corporation, agent or manager of any corporation who, whether for himself or for such firm or corporation or by himself or through agents, servants, or foreman, shall violate or fail to comply with any of the provisions of this act, or shall hinder or delay the commissioner of labor, the factory or assistant factory inspectors, or any or either of them in the performance of their duty, or refuse to admit or shut or lock them out from any place required to be inspected by this act, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not less than * * * *twenty-five* dol-

lars nor more than one hundred dollars for each offense, *or by imprisonment in the county jail not longer than thirty days.*

2. Any corporation which, by its agents, officers or servants, shall violate or fail to comply with any of the above provisions of this act shall be liable to the above penalties, which may be recovered against such corporations in action for debt or assumpsit brought before any court of competent jurisdiction.

(Ch. 523, 1907.)

Penalties: parents and guardians. SECTION 1728i. Any parent or guardian, who suffers or permits a child to be employed, or suffered or permitted to work, in violation of this act, shall be guilty of a misdemeanor, and upon conviction thereof shall be fined not less than five nor more than twenty-five dollars, *or by imprisonment in the county jail not longer than thirty days.*

(Ch. 523, 1907.)

Child's age, proof. SECTION 1728j. When in any proceeding in any court under this section there is any doubt as to the age of any child, a verified baptismal certificate or a duly attested birth certificate shall be produced and filed with the court. In case such certificates cannot be secured, upon proof of such fact, the record of age stated in the first school enrollment of such child shall be admissible as evidence thereof.

(Ch. 523, 1907.)

Commingling of canned goods. SECTION 1747—98. Nothing in this act shall be construed as prohibiting or preventing warehousemen from mingling in common *piles, rooms or bins, cans, canned goods,* grains or seeds of the same *kind, quality or grade,* and issuing certificates or receipts therefor and drawing out and shipping said *cans, canned goods,* grains or seeds from said *piles, rooms or bins,* provided that a sufficient quantity of such *cans, canned goods,* grain or seeds shall be retained and kept in said *piles, rooms or bins* to represent and satisfy all outstanding receipts or certificates.

(Ch. 154, 1907. Made "Sec. 1747—98" by Sec. 8, Ch. 676, 1907.)

Corporation stocks and bonds: consideration for; fictitious increases void. SECTION 1753. No corporation shall issue any stock or certificate of stock except in consideration of money or of labor or property estimated at its true money value,