HR 24 - AS INTRODUCED

2024 SESSION

24-2335
05/02

HOUSE RESOLUTION ***24***

A RESOLUTION reaffirming support for the child labor amendment to the United States Constitution.

SPONSORS: Rep. Gallager, Merr. 20; Rep. Read, Rock. 10

COMMITTEE: State-Federal Relations and Veterans Affairs

ANALYSIS

This resolution affirms support for the child labor amendment to the United States Constitution.

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Four

A RESOLUTION reaffirming support for the child labor amendment to the United States Constitution.

Whereas, widespread child labor was common in the 1800's and into the early 1900's; and

Whereas, the United States Supreme Court ruled in 1918 in Hammer v. Dagenhart that Congress did not possess the authority to regulate child labor prompting the writing of the Child Labor Amendment; and

Whereas, the Child Labor Amendment authorizes Congress "to limit, regulate, and prohibit the labor of persons under eighteen years of age" and recognizes state legislatures sharing that authority with Congress; and

Whereas, the Child Labor Amendment was passed by Congress in 1924 and sent to the states for ratification, and the New Hampshire legislature ratified it in 1933; and

Whereas, no state has ratified the Child Labor Amendment since 1937 and in 1941 the United States Supreme Court overturned Hammer v. Dagenhart in United States v. Darby Lumber Co.; and

Whereas, while United States v. Darby Lumber Co. remains precedent, since 2018 there has been renewed interest in the ratification of the Child Labor Amendment, including passage by the Hawaii Senate in 2021 and 2022 and introduction in several other state legislative chambers; now, therefore, be it

Resolved by the House of Representatives:

That the New Hampshire legislature reaffirms its ratification of the Child Labor Amendment to the United States Constitution.

That the clerk of the New Hampshire house of representatives is directed to prepare copies of this memorial and transmit them to the President of the United States, the President and the Secretary of the United States Senate, the Speaker and the Clerk of the United States House of Representatives, and New Hampshire's congressional delegation.