

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

H

3

HOUSE BILL 628
Committee Substitute Favorable 5/14/91
Third Edition Engrossed 5/23/91

Short Title: Limit Students' Work Hours.

(Public)

Sponsors:

Referred to:

April 9, 1991

A BILL TO BE ENTITLED

AN ACT TO LIMIT THE NUMBER OF HOURS THAT YOUTHS ENROLLED IN SCHOOL ARE ALLOWED TO WORK.

The General Assembly of North Carolina enacts:

Section 1. G.S. 95-25.5 is amended by adding a new subsection to read:

"(b1) Youths 16 or 17 years of age who are enrolled in school in grade 12 or in a grade lower than 12 may be employed by employers:

(1) No more than five hours on a day when school is in session and when there is school for the youth the next day; and

(2) No more than 40 hours per week when school is in session for the youth.

Students maintaining a 'C' grade average, or above, on their subject matter courses are exempt from the provisions of this subsection."

Sec. 2. G.S. 95-25.5(i) reads as rewritten:

"(i) Youths under ~~16-18~~ years of age employed by their parents are exempt from all provisions of this section, except the certificate requirements of subsection (a), the prohibition from hazardous or detrimental occupations of subsection (b), and the prohibitions of subsection (j)."

Sec. 3. G.S. 95-25.5(k) reads as rewritten:

"(k) Persons and establishments required to comply with or subject to regulation of child labor under the Fair Labor Standards Act are exempt from all provisions of this section, except the certificate requirements of subsection (a), the prohibition from

1 occupations found and declared to be detrimental by the Commissioner of Labor
2 pursuant to subsection (b), the provisions of subsection (b1), and the prohibitions of
3 subsection (j). In addition, employment certificates will not be issued if such person's
4 employment will be in violation of the applicable child labor provisions of the Fair
5 Labor Standards Act. Such employers may also be assessed civil penalties pursuant to
6 G.S. 95-25.23 for each violation of the provisions of this section or any regulation
7 issued hereunder from which there is no exemption."

8 Sec. 4. This act becomes effective September 1, 1991.