

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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HOUSE BILL 628
Committee Substitute Favorable 5/14/91

Short Title: Limit Students' Work Hours.

(Public)

Sponsors:

Referred to:

April 9, 1991

1 A BILL TO BE ENTITLED
2 AN ACT TO LIMIT THE NUMBER OF HOURS THAT YOUTHS ENROLLED IN
3 SCHOOL ARE ALLOWED TO WORK.

4 The General Assembly of North Carolina enacts:

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

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

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

10 (2) Only between 5:00 a.m. and 11:00 p.m. when there is school for the
11 youth the next day; and

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

14 However, a youth may work beyond 11:00 p.m. or before 5:00 a.m. if the employer
15 receives written approval from the youth's parent or guardian and from the youth's
16 principal or the principal's designee."

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

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

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

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

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