Fifty-sixth Legislative Assembly of North Dakota

## HOUSE BILL NO. 1097

Introduced by

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**Education Committee** 

(At the request of the Department of Labor)

- 1 A BILL for an Act to amend and reenact sections 34-07-02 and 34-07-15 of the North Dakota
- 2 Century Code, relating to employment of minors and compulsory school attendance.

## BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

- SECTION 1. AMENDMENT. Section 34-07-02 of the 1997 Supplement to the North
  Dakota Century Code is amended and reenacted as follows:
- 34-07-02. Certificate of employment required Inspection List of minors
   employed to be kept. No A minor fourteen or fifteen years of age may not be employed or
- 8 permitted to work in any occupation except farm labor, domestic service, or in the employment
- 9 of, and under the direct supervision of, the minor's parent or guardian unless the minor has
- 10 graduated from high school or is exempt from compulsory school attendance under
- 11 subsection 2, 3, or 4 of section 15-34.1-03 or, unless the minor has an employment certificate
- 12 signed by the minor's parent or quardian in accordance with the provisions of this chapter. Any
- 13 person, firm, corporation, or limited liability company employing a minor must keep on file a
- 14 completed employment certificate, for each minor, as provided in this chapter. The employment
- 15 certificate must be accessible to inspection by the principal of the school which the minor
- 16 attends, a principal in the municipality in which the minor resides, or the commissioner of labor
- 17 or the commissioner's agent or representative.
- 18 **SECTION 2. AMENDMENT.** Section 34-07-15 of the 1997 Supplement to the North
- 19 Dakota Century Code is amended and reenacted as follows:
- 20 34-07-15. Maximum hours of labor of minors fourteen or fifteen years of age -
- 21 **Notice to be posted.** No A minor fourteen or fifteen years of age may not be employed or
- 22 permitted to work at any occupation, except in domestic services and at farm labor, before the
- 23 hour of seven a.m. nor after the hour of seven p.m., except that these hours are seven a.m. to
- 24 nine p.m. from June first through labor day, nor more than eighteen hours during schoolweeks,

## Fifty-sixth Legislative Assembly

- 1 nor more than three hours on schooldays, nor more than forty hours during nonschoolweeks,
- 2 nor more than eight hours on nonschooldays. A schoolweek is considered to be any week
- 3 Monday through Sunday in which a youth is required to be in attendance, for any period of time,
- 4 four or more days. Provided, however, that the limitations restricting hours of work during
- 5 schoolweeks and schooldays do not apply to minors who are not attending school because they
- 6 are excepted from compulsory school attendance by the provisions of chapter 15-34.1
- 7 subsection 2, 3, or 4 of section 15-34.1-03. Every employer shall post in a conspicuous place
- 8 where minors are employed, a printed notice stating the hours of work required of the minors
- 9 each day of the week, the hours of commencing and stopping work, and the hours allowed for
- 10 dinner or other meals. The printed form of the notice must be furnished by the commissioner of
- 11 labor. The employment of any minor for a longer period than that stated in the notice is a
- 12 violation of this chapter.