

Sixty-eighth
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2170

Introduced by

Senators Magrum, Elkin

Representatives J. Johnson, Kasper, Koppelman

1 A BILL ~~for an Act to provide for a legislative management study of construction labor laws for~~
2 ~~minors.~~ for an Act to create and enact a new section to chapter 34-07 of the North Dakota
3 Century Code, relating to minors working in hazardous occupations; and to provide for a
4 legislative management study.

5 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

6 ~~—SECTION 1. LEGISLATIVE MANAGEMENT STUDY—CONSTRUCTION LABOR BY~~
7 ~~MINORS.~~ ~~During the 2023-24 interim, the legislative management shall consider studying~~
8 ~~whether federal labor laws provide any exceptions to the prohibition on minors working in the~~
9 ~~construction industry which would allow minors in this state to work in the construction industry.~~
10 ~~The legislative management shall report its findings and recommendations, together with any~~
11 ~~legislation required to implement the recommendations, to the sixty-ninth legislative assembly.~~

12 **SECTION 1.** A new section to chapter 34-07 of the North Dakota Century Code is created
13 and enacted as follows:

14 **Minors working in hazardous occupations.**

15 A minor who is at least sixteen years of age may be employed or permitted to work in a
16 hazardous occupation if the minor is in a registered apprenticeship program or is a student
17 learner of an approved career and technical education program. Under this section, a parental
18 signature is required for the minor to participate in the apprenticeship or technical education
19 program. This section does not limit the ability of a minor who is at least sixteen years of age to
20 work in an occupation already permitted by law.

21 **SECTION 2. LEGISLATIVE MANAGEMENT STUDY - STATE OFFICE OF**
22 **APPRENTICESHIP.** During the 2023-24 interim, the legislative management shall consider
23 studying the feasibility and desirability of creating a state office of apprenticeship under the
24 supervision of the department of career and technical education. The study must include

1 consideration of the advantages and disadvantages of creating the office in comparison to
2 apprenticeships remaining solely under the control of the federal department of labor. The study
3 must identify areas in which the state may exercise more control over the federal labor law to
4 provide more flexibility as it applies to minors at least sixteen years of age. The legislative
5 management shall report its findings and recommendations, together with any legislation
6 required to implement the recommendations, to the sixty-ninth legislative assembly.