

# HOUSE BILL No. 4460

March 13, 2001, Introduced by Reps. DeWeese, Schauer, Julian, Spade, Gilbert, Hart, Vear, Kooiman, Van Woerkom, Richardville, Hager, George, Woodward, Clark, Whitmer, Bernero, Murphy, Lipsey, Garcia, Patterson, Meyer, Cameron Brown, Bradstreet, Vander Veen, Voorhees, Tabor, Bishop, Pappageorge, Stewart, Birkholz and Allen and referred to the Committee on Employment Relations, Training and Safety.

A bill to amend 1978 PA 90, entitled  
"Youth employment standards act,"  
by amending section 19 (MCL 409.119).

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 19. (1) This act shall not apply to or prohibit a  
2 minor from engaging in ANY OF THE FOLLOWING ACTIVITIES:

3       (a) Domestic work or chores in connection with A private  
4 ~~residences~~ RESIDENCE.

5       (b) Soliciting, distributing, selling, or offering for sale  
6 newspapers, magazines, periodicals, political, or advertising  
7 matter.

8       (c) Shoe shining.

9       (d) Services performed as ~~members~~ A MEMBER of A recognized  
10 youth oriented ~~organizations~~ ORGANIZATION that ~~are~~ IS engaged  
11 in citizenship training and character building, if the services

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1 are not intended to replace employees in occupations for which  
2 workers are ordinarily paid.

3 (e) Employment in a business owned and operated by the  
4 parent or guardian of the minor. For the purposes of this subdi-  
5 vision, a business ~~shall be~~ IS considered to be owned by the  
6 parent or guardian OF THE MINOR if the parent or guardian is  
7 either the sole owner, partner, or stockholder in the business  
8 and ~~shall be~~ A BUSINESS IS considered to be operated by the  
9 parent or guardian OF THE MINOR if he or she devotes substan-  
10 tially all of his or her working hours to the operation of the  
11 business.

12 (f) Farm work if the employment is not in violation of a  
13 standard established by the department of labor. Farm work means  
[ONLY]  
14 the [AGRICULTURAL] work activity designated in ~~major groups 01 and 02~~  
~~of the~~  
15 ~~standard industrial classification manual, United States bureau~~  
16 ~~of the budget, 1972 edition~~ SECTOR 11 - AGRICULTURE, FORESTRY,  
17 FISHING, AND HUNTING, OF THE NORTH AMERICAN INDUSTRY CLASSIFICA-  
18 TION SYSTEM - UNITED STATES, 1997, PUBLISHED BY THE OFFICE OF  
19 MANAGEMENT AND BUDGET. Farm work includes any practices per-  
20 formed on a farm as an incident to or in conjunction with ~~such~~  
21 farming operations, including preparation for market AND delivery  
22 to storage, ~~or~~ market, or ~~to~~ carriers for ~~transportation~~  
23 TRANSPORT to market.

24 (g) Employment by a school, academy, or college in which the  
25 ~~student~~ minor ~~14 years of age or older~~ is enrolled IF THE  
26 MINOR IS 14 YEARS OLD OR OLDER.

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1 (H) [NONHAZARDOUS] CONSTRUCTION WORK OR OPERATIONS PERFORMED AS  
AN UNPAID

2 VOLUNTEER, IF THE CONSTRUCTION WORK OR OPERATIONS ARE PERFORMED  
3 UNDER ADULT SUPERVISION FOR A CHARITABLE HOUSING ORGANIZATION.  
4 AS USED IN THIS SUBDIVISION:

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10 [(i)] "CHARITABLE HOUSING ORGANIZATION" MEANS A NONPROFIT  
11 CHARITABLE ORGANIZATION THE PRIMARY PURPOSE OF WHICH IS THE CON-  
12 STRUCTION OR RENOVATION OF RESIDENTIAL HOUSING FOR CONVEYANCE TO  
13 A LOW-INCOME PERSON.

14 [(ii)] "FAMILY INCOME" AND "STATEWIDE MEDIAN GROSS INCOME"  
15 MEAN THOSE TERMS AS DEFINED IN SECTION 11 OF THE STATE HOUSING  
16 DEVELOPMENT AUTHORITY ACT OF 1966, 1966 PA 346, MCL 125.1411.

17 [(iii)] "LOW-INCOME PERSON" MEANS A PERSON WITH A FAMILY INCOME  
18 OF NOT MORE THAN 60% OF THE STATEWIDE MEDIAN GROSS INCOME.

[(iv) "NONHAZARDOUS CONSTRUCTION WORK OR OPERATIONS" MEANS  
CONSTRUCTION WORK OR OPERATIONS PERFORMED AT A CONSTRUCTION SITE OF A  
NEW SINGLE FAMILY HOME, WHICH CONSTRUCTION WORK OR OPERATIONS DO NOT  
INVOLVE THE USE OF POWER TOOLS, WOODWORKING MACHINERY, OR HAZARDOUS  
SUBSTANCES OR OTHER ACTIVITIES THAT WOULD CONSTITUTE A GREAT RISK OF  
SERIOUS INJURY. ACTIVITIES THAT WOULD CONSTITUTE A GREAT RISK OF  
SERIOUS INJURY INCLUDE, BUT ARE NOT LIMITED TO, ALL OF THE FOLLOWING:

- (A) EXCAVATION.
- (B) HIGHWAY, BRIDGE, OR STREET CONSTRUCTION.
- (C) ROOFING.
- (D) WRECKING.
- (E) DEMOLITION.
- (F) NEW COMMERCIAL OR NEW MULTIPLE RESIDENTIAL CONSTRUCTION.]

19 (2) If a minor is required by law to attend school, the work  
20 may only be performed outside of school hours, unless the minor  
21 IS enrolled and employed under a work-related educational

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**22** program.  
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