

HOUSE BILL No. 4786

May 28, 2003, Introduced by Reps. Kooiman, Shaffer, Tobocman, Milosch, LaJoy, Vander Veen, Stahl, Spade, Brandenburg, Nofs, Voorhees, Amos, Acciavatti, Huizenga, Murphy, Farhat and Hart 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

House Bill No. 4786 as amended October 28, 2003

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 parent
4 or guardian of the minor. For the purposes of this subdivision,
5 a business ~~shall be~~ **is** considered to be owned by the parent or
6 guardian **of the minor** if the parent or guardian is either the
7 sole owner, partner, or stockholder in the business and ~~shall~~
8 ~~be~~ **a business is** considered to be operated by the parent or
9 guardian **of the minor** if he or she devotes substantially all of
10 his or her working hours to the operation of the business.

11 (f) Farm work if the employment is not in violation of a
12 standard established by the department of ~~labor~~ **consumer and**
13 **industry services**. Farm work means **[only]** the work activity designated
14 in ~~major groups 01 and 02 of the standard industrial~~
15 ~~classification manual, United States bureau of the budget, 1972~~
16 ~~edition~~ **sector 11 - agriculture, forestry, fishing, and hunting,**
17 **of the North American industry classification system - United**
18 **States, 1997, published by the office of management and budget.**
19 Farm work includes any practices performed on a farm as an
20 incident to or in conjunction with ~~such~~ farming operations,
21 including preparation for market **and** delivery to storage, ~~or~~
22 market, or ~~to~~ carriers for ~~transportation~~ **transport** to
23 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.**

27 (h) **[Nonhazardous construction]** work or operations performed as an
unpaid

House Bill No. 4786 as amended October 28, 2003

1 volunteer, if the construction work or operations are performed
2 under adult supervision for a charitable housing organization.

3 As used in this subdivision:

4 [

5

6

7

8

9 (i) "Charitable housing organization" means a nonprofit
10 charitable organization the primary purpose of which is the
11 construction or renovation of residential housing for conveyance
12 to a low-income person.

13 (ii) "Family income" and "statewide median gross income"
14 mean those terms as defined in section 11 of the state housing
15 development authority act of 1966, 1966 PA 346, MCL 125.1411.

16 (iii) "Low-income person" means a person with a family income
17 of not more than 60% of the statewide median gross income.

(iv) "Nonhazardous construction work or operations" means
construction work or operations that are performed at a construction site
of a new single family home and 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) Wrecking.

(D) Demolition.

(E) New commercial or new multiple residential construction.]

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