

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 4786

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

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 **and economic**
13 **growth**. Farm work means the work activity designated in ~~major~~
14 ~~groups 01 and 02 of the standard industrial classification~~
15 ~~manual, United States bureau of the budget, 1972 edition~~ **sector**
16 **11 - agriculture, forestry, fishing, and hunting, of the North**
17 **American industry classification system - United States, 1997,**
18 **published by the office of management and budget.** Farm work
19 includes any practices performed on a farm as an incident to or
20 in conjunction with ~~such~~ farming operations, including
21 preparation for market **and** delivery to storage, ~~or~~ market, or
22 ~~to~~ carriers for ~~transportation~~ **transport** to market.

23 (g) Employment by a school, academy, or college in which the
24 ~~student~~ minor ~~14 years of age or older~~ is enrolled **if the**
25 **minor is 14 years old or older.**

26 (h) Nonhazardous construction work or operations performed as
27 an unpaid volunteer, if the construction work or operations are

1 performed under adult supervision for a charitable housing
2 organization. As used in this subdivision:

3 (i) "Charitable housing organization" means a nonprofit
4 charitable organization the primary purpose of which is the
5 construction or renovation of residential housing for low-income
6 individuals.

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

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

12 (iv) "Nonhazardous construction work or operations" means
13 construction work or operations that are performed at a
14 construction site of a new or renovated single family home and do
15 not involve the use of power tools, woodworking machinery, or
16 hazardous substances or other activities that would constitute a
17 great risk of serious injury. Activities that would constitute a
18 great risk of serious injury include, but are not limited to, all
19 of the following:

20 (A) Excavation.

21 (B) Highway, bridge, or street construction.

22 (C) Wrecking.

23 (D) Demolition.

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

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

1 program.