

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

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 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) Construction work or operations performed as an unpaid

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 (i) "Construction work or operations" means those activities
5 included in sector 23 - construction, of the North American
6 industry classification system, United States, 1997, published by
7 the office of management and budget. Construction work or
8 operations include the repair or cleanup of a construction site.

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

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.