

SENATE BILL No. 860

September 23, 2009, Introduced by Senators ALLEN, BARCIA, KAHN, JANSEN, PAPPAGEORGE, KUIPERS and JACOBS and referred to the Committee on Commerce and Tourism.

A bill to amend 1978 PA 90, entitled
"Youth employment standards act,"
by amending section 4 (MCL 409.104), as amended by 1996 PA 438.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 4. (1) Except as provided in subsection (3), a minor
2 shall not be employed in an occupation regulated by this act until
3 the person proposing to employ the minor procures from the minor
4 and keeps on file at the place of employment a copy of the work
5 permit or a temporary permit. The work permit shall be issued by
6 the issuing officer of the school district, intermediate school
7 district, public school academy, or nonpublic school at which the
8 minor is enrolled, and a copy of the work permit shall be placed in
9 the minor's permanent school file for as long as the minor is

1 employed. A temporary permit ~~shall be~~ **IS** valid for 10 days from the
2 date of issue. A work permit may be issued by the school district
3 in which the minor's place of employment is located, or by the
4 public school academy or nonpublic school nearest that place of
5 employment. An issuing officer may administer oaths in relation to
6 work permits.

7 (2) Immediately after the termination of the minor's
8 employment, the employer shall return the permit to the issuing
9 officer.

10 (3) The work permit requirement of subsection (1) does not
11 apply to ~~a~~ **ANY OF THE FOLLOWING:**

12 (A) A minor 13 years of age or older who is employed in
13 farming operations involving detasseling, roguing, hoeing, or any
14 similar act involved in the production of seed. This exception
15 applies only when a minor is employed during school vacation
16 periods or when the minor is not regularly enrolled in school. ~~The~~
17 ~~work permit exception provided in this subsection does not provide~~
18 ~~an exemption from any other provision of this act.~~ An employer
19 shall keep on file at the place of employment evidence of the age
20 of any minor employed under this work permit exception. Evidence of
21 the age of the minor shall be established as provided in section
22 5(b).

23 (B) **A MINOR WHO IS PERFORMING WORK AS AN UNPAID VOLUNTEER FOR**
24 **AN ORGANIZATION THAT IS RECOGNIZED AS TAX-EXEMPT UNDER, OR WHOSE**
25 **PURPOSES, STRUCTURE, OR ACTIVITIES ARE EXCLUSIVELY THOSE THAT ARE**
26 **DESCRIBED IN, SECTION 501(C) (3) OF THE INTERNAL REVENUE CODE, 26**
27 **USC 501(C) (3) .**

1 (4) A WORK PERMIT EXCEPTION IN SUBSECTION (3) DOES NOT PROVIDE
2 AN EXEMPTION FROM ANY OTHER PROVISION OF THIS ACT.