

# 17:16C - 63,66

## LEGISLATIVE FACT SHEET

ON *Warning included in some repair contracts against signing before work is completed.*

N.J.R.S. 17:16C-63,66

(1975 Amendment)

LAWS OF 1975

CHAPTER 187 8/14/75

SENATE 1459 OCR

ASSEMBLY

INTRODUCED Nov. 21, 1974

BY *Martindell, Lipman, Menza, Merlino*

STATEMENT

YES

NO

AMENDED DURING PASSAGE

YES

NO

HEARING

VETO

*Senate Law, Public Safety and Defense Committee stmt. to S145*

*Assy. Comm. on Industry and Professions Committee stmt. to S145; OCR*

3-3-78

## SENATE, No. 1459

# STATE OF NEW JERSEY

INTRODUCED MAY 10, 1976

By Senator HUGHES

Referred to Committee on Labor, Industry and Professions

AN ACT to amend "An act to limit and regulate child labor in this State; to provide for examinations and inspections under the provisions of this act; to provide for the enforcement of this act and regulations made thereunder; to prescribe penalties for the violations thereof; and to repeal other acts," approved June 25, 1940 (P. L. 1940, c. 153).

1 BE IT ENACTED *by the Senate and General Assembly of the State*  
2 *of New Jersey:*

1 1. Section 17 of P. L. 1940, c. 153 (C. 34:2-21.17) is amended  
2 to read as follows:

3 17. No minor under 16 years of age shall be employed, permitted  
4 or suffered to work in, about, or in connection with power-driven  
5 machinery.

6 No minor under 18 years of age shall be employed, permitted or  
7 suffered to work in, about, or in connection with the following:

8 The manufacture or packing of paints, colors, white lead, or  
9 red lead;

10 The handling of dangerous or poisonous acids or dyes; injurious  
11 quantities of toxic or noxious dust, gases, vapors or fumes;

12 Work involving exposure to benzol or any benzol compound which  
13 is volatile or which can penetrate the skin;

14 The manufacture, transportation or use of explosives or highly  
15 inflammable substances;

16 Oiling, wiping, or cleaning machinery in motion or assisting  
17 therein;

18 Operation or helping in the operation of power-driven wood-  
19 working machinery; provided, that apprentices operating under  
20 conditions of bona fide apprenticeship may operate such machines  
21 under competent instruction and supervision;

22 Grinding, abrasive, polishing or buffing machines; provided, that

23 apprentices operating under conditions of bona fide apprentice-  
24 ship may grind their own tools;

25 Punch presses or stamping machines if the clearance between the  
26 ram and the dye or the stripper exceeds  $\frac{1}{4}$  inch;

27 Cutting machines having a guillotine action;

28 Corrugating, crimping or embossing machines;

29 Paper lace machines;

30 Dough brakes or mixing machines in bakeries or cracker  
31 machinery;

32 Calender rolls or mixing rolls in rubber manufacturing;

33 Centrifugal extractors, or mangles in laundries or dry cleaning  
34 establishments;

35 Ore reduction works, smelters, hot rolling mills, furnaces, foun-  
36 dries, forging shops, or any other place in which the heating,  
37 melting, or heat treatment of metals is carried on;

38 Mines or quarries;

39 Steam boilers carrying a pressure in excess of 15 pounds;

40 Construction work of any kind;

41 Fabrication or assembly of ships;

42 Operation or repair of elevators or other hoisting apparatus;

43 The Transportation of payrolls other than within the premises  
44 of the employer.

45 No minor under 18 years of age shall be employed, permitted, or  
46 suffered to work in, about, or in connection with any establish-  
47 ment where alcoholic liquors are distilled, rectified, compounded,  
48 brewed, manufactured, bottled, or are sold for consumption on the  
49 premises, or in a pool or billiard room; provided, however, this sec-  
50 tion shall not apply to minors 16 years of age or over, employed as  
51 pinsetters only in public bowling alleys as provided in section 3  
52 hereof. Minors 14 years of age or over may be employed as golf  
53 course caddies and pool attendants.

54 No girl under the age of 18 years shall be employed, permitted,  
55 or suffered to work as a messenger in the distribution or delivery  
56 of goods or messages for any person, firm or corporation engaged  
57 in the business of transmitting or delivering goods or messages.

58 No minor under 18 years of age shall be employed, permitted, or  
59 suffered to work in any place of employment, or at any occupation  
60 hazardous or injurious to the life, health, safety, or welfare of  
61 such minor, as such occupation shall, from time to time, be de-  
62 termined and declared by the Commissioner of Labor and Industry  
63 to be hazardous or injurious to the life, health, safety, or welfare  
64 of such minors, after a public hearing thereon and after such notice  
65 as the commissioner may by regulation prescribe.

66 Nothing in this section shall be construed to prevent the employ-  
67 ment of minors between 16 and 18 years of age or more in a restau-  
68 rant as defined in section 1 and as provided for in section 3 of this  
69 act; provided, however, that no minor shall engage in the prepa-  
70 ration, sale or serving of alcoholic beverages, nor in the sale of  
71 cigarettes or other tobacco products, nor in the preparation or sale  
72 of photographs, nor in any dancing or theatrical exhibition or per-  
73 formance while so employed.

74 Nothing in this section shall be deemed to apply to the work done  
75 by pupils in public or private schools of New Jersey, under the  
76 supervision and instruction of officers or teachers of such organiza-  
77 tions or schools, or to a child who is at least 17 years of age em-  
78 ployed in the type of work in which he majored under the condi-  
79 tions of the special vocational school graduate permit provided in  
80 section 15 of this act (C. 34:2-21.15).

81 *Nothing in this section shall be construed to prevent minors 16*  
82 *years of age or older who are members of a Junior Firemen's*  
83 *Auxiliary, created pursuant to N. J. S. 40A:14-95, from engaging*  
84 *in any activities authorized by N. J. S. 40A:14-98.*

1 2. This act shall take effect immediately.

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#### STATEMENT

The purpose of this bill is to allow minors 16 years of age or older who are members of a Junior Firemen's Auxiliary, created pursuant to N. J. S. 40A:14-95, to engage in any activities authorized by N. J. S. 40A:14-98.

ASSEMBLY LABOR COMMITTEE

STATEMENT TO

SENATE, No. 1459

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STATE OF NEW JERSEY

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DATED: MAY 2, 1977

The Assembly Labor Committee favorably reports this amendment to the child labor laws explicitly allowing minors age 16 or over in Junior Firemen's Auxiliaries to engage in training activities geared for eventual membership in volunteer fire departments of municipalities or fire districts. Such training programs, however, could not expose the members to the same degree of hazards to which regular firemen are subject.

SENATE LABOR, INDUSTRY AND  
PROFESSIONS COMMITTEE

STATEMENT TO

SENATE, No. 1459

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STATE OF NEW JERSEY

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DATED: DECEMBER 13, 1976

Senate Bill No. 1459 would clearly exempt from the State child labor law those minors, 16 years of age or older, who are members of a Junior Firemen's Auxiliary created pursuant to N. J. S. A. 40A:14-95 and which performs functions pursuant to N. J. S. A. 40A:14-98. N. J. S. A. 40A:14-95 authorizes municipalities to establish Junior Firemen's Auxiliaries and N. J. S. A. 40A:14-98 directs that such municipalities, prior to creating auxiliaries, must formulate rules and regulations governing same. The rules and regulations must provide for training and must not require that junior firemen perform duties that would expose them to the same degree of hazards as a regular fireman.

STATE OF NEW JERSEY  
EXECUTIVE DEPARTMENT

SENATE BILL NO. 1459

STATEMENT

I am filing Senate Bill No. 1459 in the State Library without my approval.

Under the provisions of Article V, Section I, Paragraph 14(b) of the Constitution, this bill does not become a law if it is not signed within the 45-day period, Sundays excepted, following the adjournment sine die of the Legislature. In these circumstances there is no provision for a veto, but I deem it to be in the public interest to state my reasons for deciding not to sign the bill.

This bill would amend the child labor law to allow minors 16 years of age or older who are members of a volunteer fire company's Junior Firemen's Auxiliary to engage in fire fighting training activities which may be hazardous.

It would leave each municipality free, under N.J.S. 40A:14-98, to determine what duties the members of the Junior Firemen's Auxiliary could perform that would not expose them "to the same degree of hazard as a regular member of a volunteer fire company."

With such discretion, municipalities lacking sufficient adult firemen may be tempted to use this legislative exemption to permit minors to actually fight fires. In addition, municipal liability insurance may have to be increased to cover the fire fighting activities of such minors.

Accordingly, I am filing Senate Bill No. 1459 without my approval.

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GOVERNOR

Dated: