

34:2-21.7

LEGISLATIVE HISTORY CHAPTER 541

(Restaurants - 16 & 17 year olds can work in during vacations without certificates)

NJSA 34:2-21.7

LAWS 1981

CHAPTER 541

Bill No. A3262

Sponsor(s) Littell

Date Introduced March 26, 1981

Committee: Assembly Labor

Senate Labor, Industry, and Professions

Amended during passage ~~Yes~~ No

Date of Passage: Assembly Nov. 30, 1981

Senate Jan. 11, 1982

Date of approval Jan. 12, 1982

Following statements are attached if available:

Sponsor statement	Yes	Yes (Below)
Committee Statement: Assembly	Yes	Yes
Senate	Yes	Yes
Fiscal Note	Yes	No
Veto Message	Yes	No
Message on signing	Yes	No

Following were printed:

Reports	Yes	No
Hearings	Yes	No

Sponsor's statement: This bill is intended to make it possible for 16 & 17 year olds to accept and commence jobs in food service, restaurants, and retail occupations immediately upon being offered them, during short school vacation periods.

JAN

6/22/81

541 LAWS OF N. J. 1981
APPROVED 1-13-82

ASSEMBLY, No. 3262
STATE OF NEW JERSEY

INTRODUCED MARCH 26, 1981

By Assemblyman LITTELL

Referred to Committee on Labor

AN ACT concerning the child labor law and amending
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 7 of P. L. 1940, c. 153 (C. 34:2-21.7) is amended to
2 read as follows:

3 7. (a) Except as permitted under section 15, no minor under 18
4 years of age shall be employed, permitted, or suffered to work in,
5 about, or in connection with any gainful occupation, unless and
6 until the person employing such minor shall procure and keep on
7 file an employment certificate or special permit for such minor,
8 issued by the issuing officer of the school district in which the child
9 resides, or of the district in which the child has obtained a promise
10 of employment if the child is a nonresident of the State; provided,
11 that **[no]**:

12 (1) *No certificate or special permit shall be required for any*
13 *child 16 years of age or over employed in agricultural pursuits **[or]**;*

14 (2) *No certificate or special permit shall be required for any*
15 *child 14 years of age or over employed at such times as the schools*
16 *of his district are not in session, at any agricultural fair, horse,*
17 *dog, or farm show the duration of which does not exceed 10 days,*
18 *and;*

19 (3) *No vacation certificate shall be required in the first 14 days*
20 *of employment for any minor 16 years of age or over employed*
21 *in food service, restaurant or retail occupations, at such times as*
22 *the schools of his district are not in session.*

23 (b) *The employment covered under this section shall **[upon***
24 *condition that such employment does **]** not require or involve work*
25 *in, about, or in connection with employments prohibited by P. L.*

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the above bill
is not enacted and is intended to be omitted in the law.**

26 1970, c. 115 (C. 34:2-21.15) and P. L. 1973, c. 204 (C. 34:2-21.17)
27 of the child labor laws.

28 (c) Such certificate or special permit shall be issued in triplicate
29 in such form and in accordance with such instructions as may be
30 prescribed by the Commissioner of Education. The Commissioner
31 of Education shall supply to the issuing officers all blank forms to
32 be used in connection with the issuance of such certificates, and
33 special permits as provided for in section 15.

34 (d) Employment certificates shall be of two kinds, regular certifi-
35 cates permitting employment during school hours, and vacation
36 certificates permitting employment during the school vacation and
37 during the school term at such times as the public schools are not
38 in session.

39 (e) The original copy of the employment certificate shall be
40 mailed by the issuing officer to the prospective employer of the
41 minor for whom it is issued; a duplicate copy shall be mailed to the
42 Department of Labor and Industry in Trenton as provided in
43 section 12, and a triplicate copy shall be kept in the files of the
44 issuing officer. The issuing officer may refuse to grant a certificate,
45 if in his judgment, the best interests of the minor would be served
46 by such refusal and he shall keep a record of such refusals, and the
47 reasons therefor.

1 2. This act shall take effect immediately.

STATEMENT

This bill is intended to make it possible for 16 and 17 year olds to accept and commence jobs in food service, restaurant, and retail occupations immediately upon being offered them, during short school vacation periods.

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ASSEMBLY LABOR COMMITTEE

STATEMENT TO

ASSEMBLY, No. 3262

STATE OF NEW JERSEY

DATED: JUNE 25, 1981

The Assembly Labor Committee reports favorably on this bill to ease working paper requirements for 16 and 17 years olds in certain circumstances.

It would allow such students to begin immediate vacation time employment in food service, restaurant and retail occupations without the need for presenting "vacation certificates" to their employers until 14 days on the job have elapsed. The bill addresses the occasional scheduling delays that some shore area youths have reportedly experienced in obtaining the required physical examinations for their working papers.

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SENATE LABOR, INDUSTRY AND
PROFESSIONS COMMITTEE

STATEMENT TO

ASSEMBLY, No. 3262

STATE OF NEW JERSEY

DATED: DECEMBER 14, 1981

This bill would make it unnecessary for a minor 16 years of age or over to possess a work permit for the first 14 days of employment when he is employed in food service, restaurant or retail occupations and school is not in session.

This bill would allow certain minors to commence vacation time employment without the need to present vacation certificates to their employers until 14 days on the job have elapsed. Occasionally, minors are unable to schedule an immediate physical examination through their school before starting a job during vacation time. The physical examination is necessary before the working papers can be issued. This bill would give the minor 2 weeks to get a physical examination without making him wait 2 weeks to start employment.

1-13-82

FROM THE OFFICE OF THE GOVERNOR

A-3561, sponsored by Assemblyman Richard VanWagner (D-Monmouth), transfers from the services account to the personal services account to fund up to sixteen full court reporter positions as established by the State Supreme Court.

A-3623, sponsored by Assemblyman Herman Costello (D-Burlington), appropriates \$150,000 to the Division of Veterans Services as matching funds for the establishment of a veterans cemetery. The Department of Corrections is deeding a site at Arnytown to the Department of Human Services, who will donate the site.

A-3796, sponsored by Assemblyman James Bornheimer (D-Middlesex), eliminates the 6% interest ceiling placed on counties and municipalities for borrowing funds. The ceiling had been previously suspended through a series of moratoriums. Since 6% financing is unavailable today, this bill removes legal obstructions to counties and municipalities to obtain certain kinds of financing.

A-3626, sponsored by Assemblyman Raymond Lesniak (D-Laion), appropriates \$500,000 from the Congregate Housing Service Act for various congregate housing projects.

A-3262, sponsored by Assemblyman Robert Littell (R-Sussex), would permit a minor person above 16 years of age a fourteen day grace period to obtain a physical examination necessary to obtain a work permit. The intent is to allow a minor to immediately begin working in food service, restaurant or retail occupations when school is not in session. Previously, a minor would have be forced to wait until a physical examination was made and the permit issued.

A-3688, sponsored by Assemblyman Alan Karcher (D-Middlesex), establishes a staggered registration system for commercial motor vehicles. Currently, some 900,000 commercial registrations must be processed each March. This bill will help to improve efficiency by reducing the disproportionate work load.

A-3702, sponsored by Assemblywoman Barbara McConnell (D-Hunterdon), appropriates \$1,000 for a study on a proposal for a Chair in Women's Studies at the Douglas College of Rutgers University.

A-1853, sponsored by Assemblyman James Borheimer (D-Middlesex), amends the No Fault Auto Insurance Law to clarify that optional personal injury protection benefits must be offered to the insured and members of his family residing in the household, and that optional income continuation and essential service benefits come upon the death of the claimant and will not increase death benefits provided for elsewhere in the statute.

(MORE)