STATE OF ARIZUNA 30th LEGISLATURE 1st REGULAR SESSION

SENATE

S.B. 269

INTRODUCED

February 16, 1971

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e e e e e e e e e e e e e e e e e e e	Act 15	Action No. 1	Ac p. Absent

Introduced by Senators O'Connor, Kret, Ellsworth, Stinson, Conlan, Koory

AN ACT

RELATING TO LABOR; PROVIDING FOR REGULATION OF CHILD LABOR; AMEND-ING SECTIONS 15-322, 23-231, 23-232, 23-235, 23-240, 23-241, 23-244 AND 23-245, ARIZONA REVISED STATUTES, AND REPEALING SECTIONS 23-236, 23-242 AND 23-244.01, ARIZONA REVISED STATUTES. Be it enacted by the Legislature of the State of Arizona: 2 Section 1. Section 15-322, Arizona Revised Statutes, is amended to read: 3 15-322. Employment of children under 5 sixteen years of age during 6 school hours 7 A. No SUBJECT TO THE PROVISIONS OF SECTIONS 23-231, 23-232 AND 23-237, A child under OF the age of eixteen FOURNEEN 9 OR FIFTEEN years enell MAY be employed by any person during the hours that the public schools of the district in which 10 the child resides are in session unless ONLY AFTER the child 11 presents a certificate from the attendance officer of the district stating that be has been excused from attendance for one of the reasons set forth in section 15-321. Such a 15 certificate may be revoked by THE ISSUING OFFICER at any 16 17 2. Immediately THE CERTIFICATE REQUIRED BY SUBSECTION A MUST BE PRESENTED TO THE CHILD'S EMPLOYER OR TO THE OFFICER

ISSUING THE EMPLOYMENT CERTIFICATE IF SUCH CERTIFICATE IS RE-

QUIRED PURSUANT TO SECTION 23-237. IF AN EMPLOYMENT CERTIFICATE

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IS NOT REQUIRED, IMMEDIATELY upon employment of a child, the employer shall file with the county school superintendent the certificate specified by subsection A, together with a statement of the nature of the employment. Upon termination of the employment, written notice shall be given by the employer to the county school superintendent. C. A child employed as described by this section shall 7 attend part time school or class when established in a dis-9 trict. 10 Sec. 2. Section 23-231, Arizona Revised Statutes, is 11 amended to read: 12 23-231. Employment of children under 13 fourteen prohibited; exception 14 A child under fourteen years of age shall not be em-15 ployed or allowed to work in, about or in connection with a 16 mill, factory, workshop, or mercantile establishment, tene-17 ment house, manufactory or workshop, store, business office, 18 telegraph or telephone office, restaurant, bakery, barber shop, apartment house, bootblack stand or parlor, or in 19 20 the distribution or transportation of merchandise or messages. 21 A boy CHILD over ten and under fourteen years of age 22 may be authorized by the board of trustees of the school district where the child resides to sell papers or engage in 23 24 other work outside of school hours when in the judgment of 25 the board such work will not be harmful to the bey CHILD either physically or morally. 26 27 Sec. 3. Section 23-232, Arizona Revised Statutes, is 28 amended to read: 24 23-232. Employments prohibited to 30 children under sixteen A. A child under sixteen years of age shall not be em-31 32 ployed or allowed to work at any of the following occupations:

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factory, or assisting therein.

1. Sewing or adjusting machine belts in a workshop or

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- 2 therein.
- 3 3 2. Operating or assisting in operating circular or 4 band saws, wood shapers, wood joiners, planers, sandpaper
- or wood polishing machinery, picker machines, machines used
- in picking wool, cotton or any upholstering material,
- 7 paper lacing machines, leather burnishing machines, burnish-
- 8 ing machines in any tannery or leather manufactory.
- 4. 3. Operating or assisting in operating job or cylinder
- 10 printing presses operated by power other than foot power, emery
- 11 or polishing wheels used for polishing metal, wood turning or
- 12 boring machinery, stamping machines used in sheet-metal and
- 13 tinware manufacturing, stamping machines in washer and nut
- 14 factories, corrugating rolls such as are used in roofing and
- 15 washboard factories.
- 16 $5 \star$ 4. Operating or assisting in operating steam
- 17 boilers, steam machinery or other steam generating apparatus,
- 10 dough brakes or cracker machinery of any description, wire or
- 19 iron straightening machinery, rolling mill machinery, punches,
- 20 or shears.
- 21 6. Operating or assisting in operating washing,
- 22 grinding or mixing mills.
- 23 7+ 6. Operating or assisting in operating calender
- 24 rolls in rubber manufacturing and laundering machinery.
- 25 & 7. Freparing any composition in which dangerous
- 26 or poisonous acids are used, or manufacturing of paints, colors,
- 27 or white lead.
- 28 9- 8. Dipping, drying, or packing matches.
- 29 16+ 9. Employment in or about, or in connection with any
- 30 mine, coal breaker, quarry, smelter, ore reduction works, laun-
- 31 dry, tobacco warehouse, cigar factory or other factory where
- 32 tobacco is processed.
- jj lim-bmplovmont-in-any-notoly-theatery-dendert-hally
- 34 drug-stere-or-piges-of-amusement-

	12 10 Our making any subspection makes and on broad
1	12+ 10. Operating any automobile, motor car or truck.
2	13. Employment in a bowling alley WHICH IS DANGER
3	OUS TO LIFE OR LIMBS.
Ц г	14+ 12. Employment in any other occupation declared
5	by the state board of health to be dangerous to lives or
6	limbs, or injurious to the health or morals of children
7	under sixteen years of age.
8	B. NO CHILD UNDER THE AGE OF SIXTEEN YEARS SHALL BE
9	EMPLOYED DURING THE HOURS THAT THE PUBLIC SCHOOLS OF THE
10	DISTRICT IN WHICH THE CHILD RESIDES ARE IN SESSION, EX-
11	CEPT AS PROVIDED IN SECTION 15-322.
12	Sec. 4. Section 23-235, Arizona Revised Statutes,
13	is amended to read:
14	23-235. Minimum age of newsboys
15	and bootblacks
16	A. No male child under ten and-no-female-child-under
17	eixteen years of age shall in any city or town sell, expose
18	or offer for sale newspapers, magazines, periodicals, or
19	other merchandise in any street or public place.
20	B. No child shall work as a bootblack in any street
21	or public place unless he is over ten years of age.
22	Sec. 5. Section 23-240, Arizona Revised Statutes,
23	is amended to read:
24	23-240. Records and information required
25	for issuance of employment
26	<u>certificate</u>
27	The person authorized to issue the employment certifi-
28	cate required by section 23-237 shall not issue the certific
29	cate until he has received, examined, approved and filed a
30	duly executed copy of the-school-record-of-the-child ANY
31	CEPTIFICATE REQUIRED BY SECTION 15-322 and a passport or
32	duly attested transcript of the certificate of birth or bap
33	tism or other religious record showing the date and place

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34 of birth of the child. If a passport, certificate of birth

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or baptism, or other religious record showing the date and place of birth of the child is not obtainable, the person authorized to issue an employment certificate shall accept the affidavit of the parent, guardian or custodian of the child, showing the place and date of birth. The affidavit shall be taken before the officer issuing the employment certificate who shall administer the oath without fee.

Sec. 6. Section 23-241, Arizona Revised Statutes, is amended to read:

23-241. Statement and examination required to be made by officer examining child; contents of certificate

A. An employment certificate required by section 23-237 shall not be issued until the child has been personally examined by the officer issuing the certificate, nor until the officer, after making the examination, has signed and filed in his office a statement setting forth:

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- 20 2. That in his opinion the child is fourteen years 21 of age or more and has reached normal development for a child 22 of its age.
- $3 \leftarrow 2$. That the child is in sufficiently sound health and physically able to perform the work which it intends to perform. The work which the child intends to perform shall be stated.
- 27 4. 3. The question of normal development, sound health, 28 and physical fitness shall MAY be determined by a medical offi-29 cer of the board or department of health or by a physician appointed by the accord board.
- 31 B. The employment certificate shall set forth:
- The name, sex, date and place of birth of the child.
- 33 2. The color of the hair and eyes, height, weight and 34 any distinguishing facial marks of the child.

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1	3. That the papers required to be filed have been duly
2	filed, examined and approved.
3	4. That the child named in the certificate has appeared
4	before the officer signing the certificate and has been ex-
5	amined.
6	5. A DESCRIPTION OF THE WORK TO BE PERFORMED. SUCH
7	DESCRIPTION MAY BE AS GENERAL OR SPECIFIC AS THE ISSUING
8	OFFICER DEEMS NECESSARY IN LIGHT OF THE CHILD'S AGE AND
9	HE ALTH.
10	C. The employment certificate shall be signed in the
11	presence of the officer issuing it by the child in whose name
12	it is issued and shall show the date of issue.
13	Sec. 7. Section 23-244, Arizona Revised Statutes, is
14	amended to read:
15	23-244. Limitation on weekly hours of
16	labor of child under sixteen;
17	exceptions
18	A. A boy CHILD under the age of sixteen years or-a-girl
19	under-the-age-of-eighteen-years shall not be employed or allowed
20	to work at any gainful occupation other than domestic service
21	or work on a farm more than forty-eight hours in any ene-week
22	SEVEN CONSECUTIVE DAYS, nor more than eight hours in any one
23	day, or before the hour of seven SIX o'clock in the morning
24	or after the hour of seven EIGHT o'clock 4n-the ON AN evening
25	BEFORE A SCHOOL DAY OR AFTER THE HOUR OF TEN O'CLOCK ON AN
26	EVENING BEFORE A NONSCHOOL DAY.
27	BThe-proceduc-of-a-child-in-an-establishment-during
28	merkthi-pense-epuff-pe-batwo-teste-entgenee-et-pte-eubfehwebr
29	\$n oroi n√
3 0	Sec. 8. Section 23-245, Arizona Revised Statutes, is
31	amended to read:

labor of child under six-

23-245. Posting notice of hours of

teen; violation

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1 Every employer shall post in a conspicuous place in every 2 room where a boy CHILD under the age of sixteen years or-agirl-under-the-age-of-eighteen-years is employed or allowed to work, a printed notice stating the hours of work required of them each day of the week, the hours of commencing and stopping work, and the hours when the time allowed for dinner or other meals begin and end. The printed form of the notice shall be furnished by the inspector of factories or other authorized inspector. Employment of a miner CHILD for a longer time in any day as stated or at any time other than as stated in the printed notice is a violation of this article. 12 Sec. 9. Repeal Sections 23-236, 23-242 and 23-244.01, Arizona Revised 13 Statutes, are repealed.