

Regular Session, 2011

ACT No. 177

HOUSE BILL NO. 303

BY REPRESENTATIVE PONTI

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

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AN ACT

To amend and reenact R.S. 23:152, 182, 183, 184(2)(f) and (g), 187, 191, 192, 213, 214, 215(B), 233, and 251(A) and to repeal R.S. 23:253 and 254, relative to the employment of minors; to provide for hours during which minors may work; to provide for limitations in employment; to provide technical changes; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 23:152, 182, 183, 184(2)(f) and (g), 187, 191, 192, 213, 214, 215(B), 233, and 251(A) are hereby amended and reenacted to read as follows:

§152. Enforcement of provisions

The ~~secretary~~ executive director or his authorized representatives shall visit and inspect at all reasonable times, and as often as possible, all places where minors are employed; they shall have access to the ~~age and~~ employment certificates kept on file by the employer as well as to all other records which may aid in the enforcement of this Part. The ~~secretary~~ executive director shall institute judicial proceedings to enforce the provisions of this Part, and the district attorney shall prosecute.

* * *

§182. Employers to keep records

Every person employing minors shall procure and keep on file an employment certificate for each minor, except for those minors employed in approved federally funded youth training programs and those minors employed in

1 theatrical, modeling, motion picture or television production, musical occupations,
2 or in other performing arts. Such certificate shall be accessible on the job site, or in
3 the immediate area of the work location, at all times to any officer charged with the
4 enforcement of the provisions of this Chapter.

5 §183. Persons authorized to issue

6 Employment certificates shall be issued by the parish or city school
7 superintendent or by his or her designated representative, whose name shall be
8 submitted in writing for approval to the ~~assistant secretary~~ executive director of the
9 ~~office of unemployment insurance administration~~ of the Louisiana Workforce
10 Commission. ~~After January 1, 2004, in connection with the issuance of any~~
11 ~~employment certificate, the~~ The superintendent or his designee must completely fill
12 out and electronically submit the Employment Certificate Interactive Form located
13 on the Louisiana Workforce Commission's website. The employment certificate
14 shall be printed online from the website from the information that has been entered
15 onto the department's employment certificate database. The original employment
16 certificate shall be signed by the minor and the issuing authority and presented to the
17 minor for delivery to his or her employer.

18 §184. Requirements for issuance

19 Employment certificates shall be issued only upon the personal application
20 by the minor desiring employment, accompanied by the written permission of the
21 minor's parent or legal guardian and upon submission to and approval by the issuing
22 authority of the following papers:

23 * * *

24 (2) One of the following proofs of age:

25 * * *

26 (f) A school record or school identification showing the minor's age.

27 (g) A current valid Louisiana driver's license or other state-issued
28 identification, including a special identification card, with the minor's date of birth.

29 * * *

1 §251. Minors under sixteen; prohibited employments or occupations; penalty

2 A. No minor under sixteen years of age shall be employed, exhibited, used,
3 or trained for the purpose of exhibition:

4 (1) As a rope or wire walker, gymnast, wrestler, contortionist, stunt rider, or
5 acrobat upon any bicycle or other similar mechanical vehicle or contrivance.

6 (2) ~~In singing, dancing, or playing upon a musical instrument.~~

7 (3) ~~In any theatrical exhibition or in any wandering occupation.~~

8 (4) In any illegal, indecent, or immoral exhibition or practice.

9 (5) (3) In the exhibition of such minor when insane or idiotic, or when
10 presenting the appearance of any deformity or unnatural physical formation or
11 development.

12 (6) (4) In any practice, exhibition, or place, dangerous or injurious to the life,
13 limbs, health, or morals of the minor.

14 * * *

15 Section 2. R.S. 23:253 and 254 are hereby repealed in their entirety.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____