



Kirsten J. Gross

Final Analysis
Legislative Service Commission

Am. Sub. H.B. 93
123rd General Assembly
(As Passed by the General Assembly)

Reps. Terwilleger, Haines, Taylor, Schuler, Pringle, Olman, Hood, Harris, Cates, Buehrer, Williams, Damschroder, Corbin, Clancy, Vesper, Tiberi, Perz, Wilson, Roman, Verich, Womer Benjamin, Core, Bateman, Allen, Sullivan, Beatty, Patton, Mead, Thomas, Young, Opfer

Sens. Nein, Espy, Carnes, Armbruster, Gardner, White, Latta, Mumper, Wachtmann, Spada, Brady, Blessing

Effective date: Emergency, May 25, 1999

ACT SUMMARY

- Allows minors age 16 or 17 to work at a seasonal amusement or recreational establishment, not more than two months before the last day of the school year and not more than two months after the first day of the school year, without providing a certificate of age and schooling as a condition of employment, unless the appropriate superintendent of schools requires otherwise.

CONTENT AND OPERATION

Age and schooling certificate as a condition of employment

Under continuing law, minors of compulsory school age generally may not be employed unless the minor presents to the employer a proper age and schooling certificate as a condition of employment. This general rule is subject to exceptions. Minors age 16 or 17 are not required to provide an age and schooling certificate as a condition of employment if they are employed during summer vacation months after the last day of the school term in the spring and before the first day of the school term in the fall. This same group of minors is not required to provide an age and schooling certificate if they are employed in nonagricultural and nonhazardous employment as defined by federal law and similar state statutes, or in other employment not prohibited by law to minors age 16 to 17. (R.C. 4109.02(A) and (B).)

The act adds another category of minors age 16 or 17 to the group of minors who are not required to present a certificate of age and schooling as a condition of employment. The additional group consists of minors age 16 or 17 who are not to be employed more than two months before the last day of the school term in the spring and not more than two months after the first day of the school term in the fall by a seasonal amusement or recreational establishment, unless the superintendent of the school district in which the minor resides requires otherwise. (R.C. 4109.02(B).) Minors seeking employment under this new exemption still must provide the employer evidence of proof of age and a statement signed by their parent or guardian consenting to the proposed employment, as must minors seeking employment under the continuing exemptions. (R.C. 4109.02(C).)

Seasonal amusement or recreational establishment

As used in the act, "seasonal amusement or recreational establishment" means that the establishment does not operate for more than seven months in any calendar year and the average receipts of the establishment for any six months during the preceding calendar year were not more than one-third of its average receipts for the other six months of that calendar year. (R.C. 4109.02(D).)

HISTORY

ACTION	DATE	JOURNAL ENTRY
Introduced	01-28-99	p. 118
Reported, H. Commerce & Labor	03-03-99	p. 260
Passed House (92-3)	03-17-99	p. 312
Reported, S. Insurance, Commerce, & Labor	05-05-99	p. 390
Passed Senate (33-0)	05-05-99	p. 394
House concurred in Senate amendments (95-3)	05-06-99	p. 564

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