

FEB 12 1998
EDUCATION

HOUSE FILE 2242
BY BRUNKHORST

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the applicability of child labor laws to
2 students participating in school-to-work or career pathways
3 programs and providing a contingent effective date.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2242

1 Section 1. Section 256.38, Code 1997, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 3. The penalty provided for in section
4 92.20 shall not be applied to a parent, guardian, or person in
5 charge of a student, and the provisions of chapter 92 shall
6 not apply to a student, if the student is at least sixteen
7 years of age and is employed under a school-to-work or career
8 pathways program, in accordance with this section or section
9 256.39, through the administration of the school district or a
10 district attendance center and any of the following conditions
11 apply:

12 a. The work of a student participating in an occupation
13 under a school-to-work or career pathways program, which has
14 been declared particularly hazardous pursuant to chapter 92,
15 is incidental to the student's training.

16 b. The work of the student is intermittent and for short
17 periods of time and is under the direct and close supervision
18 of the employer participant of the program as a necessary part
19 of school-to-work or career pathways training.

20 c. The work involves other duties, including as helper or
21 assistant and similar assignments while under the close
22 supervision of an experienced employee and the work has not
23 been declared particularly hazardous pursuant to chapter 92.

24 Sec. 2. CONTINGENT EFFECTIVE DATE. This Act takes effect
25 when the director of the department of workforce development
26 certifies to the general assembly that the Act does not
27 conflict with federal law or certifies to the general assembly
28 that the secretary of labor of the United States, or the
29 secretary's designee, has approved the Act.

30 EXPLANATION

31 This bill makes child labor laws in the Code inapplicable
32 if a student is at least 16 years of age and is employed under
33 a school-to-work or career pathways program through a school's
34 administration and any of the following conditions apply: The
35 work of a student in an occupation declared particularly

1 hazardous by the labor commissioner is incidental to the
2 student's training; the work of the student is intermittent
3 and for short periods of time and is under the direct and
4 close supervision of the employer participant of the program
5 as a necessary part of training; the work involves other
6 duties, including as helper or assistant and similar
7 assignments while under the close supervision of an
8 experienced employee and the work has not been declared
9 particularly hazardous.

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