

From: Rules (DEL)
To: "Marie Keller"; Rules (DEL); Chen-Xu, Tina; Wells, Hallie
Subject: RE: minor work permit info
Date: Friday, December 29, 2017 4:37:00 PM

Thanks, Marie. I will include your email when I send updated materials to the negotiation teams next week.

Lori Anderson
Department of Early Learning
P O Box 40970 | 1110 Jefferson St SE
Olympia WA 98504-0970
(360) 725-4670

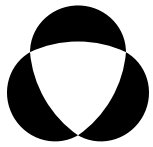
Kids' Potential, Our Purpose

From: Marie Keller [mailto:mkeller175@gmail.com]
Sent: Wednesday, December 27, 2017 8:16 PM
To: Rules (DEL); Chen-Xu, Tina; Wells, Hallie
Subject: minor work permit info

Hi,

Here are the current state guidelines for minors 14 - 16 to work in WASHINGTON. I would propose that we follow these same guidelines, and add that 13 year olds be included as volunteers.

<http://www.lni.wa.gov/WorkplaceRights/TeenWorkers/Hours/default.asp>



Teens at Work: Facts for Employers, Parents and Teens

This brochure covers all industries other than agriculture.

Many Washington employers hire workers under the age of 18 to work in restaurants, grocery stores and offices, among other non-agricultural jobs.

This brochure answers many questions employers, teen workers and parents have about non-agricultural work rules, permits and conditions for working minors. These requirements also apply to teens working in their family's non-agricultural business.

If you have questions this brochure does not answer, visit www.TeenWorkers.Lni.wa.gov, email TeenSafety@Lni.wa.gov or call your local Department of Labor & Industries (L&I) office.

Forms for employers, parental authorization, fact sheets, and information for teens is available at www.TeenWorkers.Lni.wa.gov.

What does an employer have to do to hire minors?

Post a current Minor Work Permit endorsement

Employers are responsible for getting a Minor Work Permit endorsement on their business license for each work site where they employ minors. They can get one with the business license application. This application can be obtained through the Department of Revenue's Business Licensing Services (www.bls.dor.wa.gov) or any L&I office. The business license with current Minor Work Permit endorsement must be posted, and renewed every year.



Keep specific information on file for each minor worker

An employer must have the following information about each minor worker on file at the minor's work site:

Proof of age

The date of birth must be supported by proof. Acceptable forms of proof are:

- A driver's license or passport.
- A Social Security card along with either a birth certificate or a baptismal record.
- A notarized statement of a parent or guardian.

Employment description

Earliest and latest work hours, total number of hours of work daily and per week and a complete description of duties.

A Parent/School Authorization form

The Parent/School Authorization form must be completed by the employer, signed by the parent/guardian, and by a school representative if the student is working during the school year. It must be kept on file at the minor's work site. The employer needs to renew the Parent/School Authorization form when it expires every school year in September, or when the minor's schedule changes.

A summer Parent Authorization form can be used during summer break or when a minor has completed their high school requirements.

What is the minimum age to work?

Youth must be 14 years old to work at non-agricultural jobs. Under limited circumstances and with permission from the county superior court, a child younger than age 14 may be employed in their parents' business.

What is the minimum wage for minor workers?

The minimum wage for 16- and 17-year-old workers is the same as for adults. Minors under 16 may be paid 85 percent of the state minimum wage.

What about meal and rest breaks?

Fourteen- and 15-year-old workers may not work more than four hours without a 30-minute uninterrupted meal period. The meal period must be separate from, and in addition to rest breaks. These minors must be provided a paid rest break of at least 10 minutes for every two hours worked. When working a four-hour period, they cannot be required to work more than two hours without either a 10-minute rest break or a 30-minute meal period.

Sixteen- and 17-year-old workers are entitled to an uninterrupted meal period of at least 30 minutes when working more than five hours a day. These minors are entitled to at least a 10-minute paid rest break for each four hours worked. They must receive a rest break at least every three hours.

When can 16- and 17-year-olds work extra hours?

If there is “good cause” why a 16- or 17-year-old needs to work more hours per week than shown on the table below, a variance is possible.

Special variance — up to 28 hours per week

Many older teens have a reduced school schedule or have shown that they are able to work additional hours on top of their school schedule and extracurricular activities. The parents and the school can grant permission to work up to eight extra hours during the school week. They must complete the Special Variance section of the Parent/School Authorization form.

Regular variance — more than 28 hours per week

If the extra hours provided by the special variance are not enough, the business can pursue a regular variance with L&I. The employer originates the request. The form is available online.

What hours are teens under 18 allowed to work in non-agricultural jobs?

Hours and schedules minors are permitted to work in non-agricultural jobs

	Hours per day	Hours per week	Days per week	Begin	Quit
14-15 year-olds					
School weeks	3 hours (8 hours Sat.–Sun.)	16 hours	6 days	7 a.m.	7 p.m.
Non-school weeks	8 hours	40 hours	6 days	7 a.m.	7 p.m. (9 p.m. June 1 to Labor Day)
16-17 year-olds					
School weeks	4 hours (8 hours Fri.–Sun.)	20 hours	6 days	7 a.m.	10 p.m. (Midnight Fri.–Sat.)
School weeks with a special variance from school	6 hours (8 hours Fri.–Sun.)	28 hours	6 days	7 a.m.	10 p.m. (Midnight Fri.–Sat.)
Non-school weeks	8 hours	48 hours	6 days	5 a.m.	Midnight

Notes:

1. An adult must supervise minors working after 8 p.m. in service occupations, such as restaurants and retail businesses.
2. Overtime rules apply for all hours worked over 40 in one week.
3. These rules also apply to home-schooled teens.

Are there exemptions for hours of work?

A 16- or 17-year-old may work non-school hours during the school year if he/she is married, a parent, possesses a certificate of educational competence (GED), is registered in accredited college courses or is emancipated under Washington State law.

What work activities are teens prohibited from doing in non-agricultural jobs?

Experience has shown some jobs are potentially hazardous for young workers. Washington State and federal laws spell out which jobs are prohibited for minor workers.

IMPORTANT: All of the following duties are prohibited regardless of the type of industry.

This list includes only the main highlights of the child labor regulations. Refer to WAC 296-125-030 for more detail.

All minors under 18 are prohibited from doing the following work in any industry:

Restaurants, delis and grocery stores

(A food service fact sheet is available at www.Lni.wa.gov/IPUB/700-167-000.pdf with more complete information.)

- Operating meat slicers or powered bakery equipment such as a Hobart mixer.
- Regular driving of motor vehicles to make deliveries, such as pizza delivery. (No driving on public roads for those 16 or under.)
- Working at heights greater than 10 feet off the ground or floor level.
- Loading, operating or unloading of paper balers and compactors.
- Work in freezers, meat coolers and in preparing meats for sale.
- Slaughtering, meat packing or food processing.
- Working alone past 8 p.m. without supervision by someone 18 years or older who is on the premises at all times.

Construction and related activities

- Roofing – All work on or around a roof.
- Working at heights greater than 10 feet off the ground or floor level.
- Driving, or working near, a forklift.
- Wrecking and demolition.
- Hoists and cranes.

- Flagging and work on roadways.
- Trenching or excavating.
- Boilers or in engine rooms.
- Power-driven woodworking or metal-forming machines.
- Earth-moving machines.
- Explosives and mining.

Other prohibited duties

- 17-year-olds may drive only under very limited circumstances. See www.TeenWorkers.Lni.wa.gov for more information.
- Firefighting.
- Logging and sawmill work.
- Selling candy, flowers, or other items to motorists on a public roadway.
- Manufacturing of brick, tile and similar products.
- Jobs where exposures require the use of respiratory protection or hearing protection.
- Nurses' aide or nurses' assistant, unless the minor is in a state-certified training program.
- Jobs with possible exposure to bodily fluids, or radioactive and hazardous substances.

Additional prohibited duties for minors under age 16 (WAC 296-125-033)

- House-to-house sales.
- Cooking and baking.
- Any power-driven machinery.
- Construction.
- Manufacturing.
- Commercial packing and processing operations.
- Public messenger.
- Amusement park rides.
- Loading or unloading trucks.
- Transportation, warehouse, storage and work around conveyors.
- Any work above ground, including ladders.
- Maintenance and repair in gas stations.



What are the penalties for violating non-agricultural child labor laws?

Permit revocation

L&I can revoke an employer's Minor Work Permit if proper working conditions are not being met or if there are conditions that are detrimental to the health, safety or welfare of minor workers.

Penalties

L&I can assess civil penalties on employers in violation of child labor laws. The size of the civil penalty depends on the severity of the violation.

Violations that result in the death or permanent disability of a child may result in a Class C felony charge. An employer who knowingly or recklessly violates child labor laws may be charged with a gross misdemeanor.

Under federal law, child labor violations by employers may be subject to a civil penalty up to \$11,000 for each minor worker.

Employer checklist

Here's a checklist of what an employer needs when hiring a minor:

- A Minor Work Permit endorsement
 - A signed Parent/School Authorization form
 - Proof of minor's age
 - Personal data and employment description
-

In Spanish (en Español)

This publication is available in Spanish from the Department of Labor & Industries' website:
www.Lni.wa.gov/IPUB/700-022-999.pdf

en Español

Esta publicación está disponible en español en el sitio del Internet del Departamento de Labor e Industrias:
www.Lni.wa.gov/IPUB/700-022-999.pdf

For more information

Email TeenSafety@Lni.wa.gov, call your local L&I office or call toll-free 1-866-219-7321.

For information on federal laws, contact the U.S. Department of Labor, Wage and Hour Division, at 206-398-8039.

www.youthrules.dol.gov

www.osha.gov/SLTC/teenworkers

 Visit our website:

www.TeenWorkers.Lni.wa.gov



Other formats for persons with disabilities are available on request. Call 1-800-547-8367. TDD users, call 360-902-5797. L&I is an equal opportunity employer.

PUBLICATION F700-022-000 [08-2014]