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**SUBSTITUTE HOUSE BILL 1045**

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**State of Washington**

**53rd Legislature**

**1993 Regular Session**

**By** House Committee on Commerce & Labor (originally sponsored by Representatives Orr, Mastin, Riley, Zellinsky, Roland, Sheldon, Dorn, R. Meyers, Grant, Kremen, Ludwig, R. Fisher, Morris, R. Johnson, Scott, Bray, Talcott, Campbell, Rayburn, Padden, Foreman, Dyer, Sheahan, Ballasiotes, Long, Springer, Stevens, Brumsickle, Horn, Forner, Miller, Schmidt, Sehlin, Edmondson, Hansen, Lemmon, Schoesler, Morton, Fuhrman, Tate, Vance, Thomas, Mielke, Chandler, Lisk, Wood, Cooke, Sommers and Silver)

Read first time 03/03/93.

1       AN ACT Relating to working hours for minors; and amending RCW  
2 49.12.121.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4       **Sec. 1.** RCW 49.12.121 and 1989 c 1 s 3 are each amended to read as  
5 follows:

6       (1) The ((committee, or the director,)) department may at any time  
7 inquire into wages, hours, and conditions of labor of minors employed  
8 in any trade, business or occupation in the state of Washington and may  
9 adopt special rules for the protection of the safety, health and  
10 welfare of minor employees.

11       (2) Except as otherwise provided in this chapter, the hours of  
12 employment for minors age sixteen and seventeen shall not be restricted  
13 except as follows:

14       (a) The total number of hours worked during the school year may not  
15 exceed:

16       (i) A maximum of six hours per day on any school day preceding  
17 another school day except Sundays, or otherwise a maximum of eight  
18 hours per day including Sundays;

19       (ii) A maximum of six days per week; or

1 (iii) A maximum of twenty hours per week.

2 (b) Employment during the school year may not:

3 (i) Begin earlier than 7:00 a.m. on a school day;

4 (ii) Begin earlier than 5:00 a.m. on Saturdays, Sundays, or school  
5 holidays or vacations;

6 (iii) End later than 10:00 p.m. on any day preceding a school day;  
7 or

8 (iv) End later than 12:00 a.m. on Fridays, Saturdays, and the day  
9 preceding a school holiday or vacation.

10 (c) Minors may not work during school hours, unless the minor has  
11 been excused from school attendance by the minor's school district  
12 superintendent or her or his authorized agent.

13 (d) The total number of hours worked during school vacations may  
14 not exceed a maximum of eight hours per day or forty-eight hours per  
15 week.

16 (e) Employment during school vacations may not begin earlier than  
17 5:00 a.m. or end later than 12:00 a.m.

18 (f) Minors employed past 8:00 p.m. in service occupations must be  
19 supervised by a responsible adult employee who is on the premises at  
20 all times.

21 (3)(a) A variance to the requirements of subsection (2)(a)(iii) of  
22 this section may be granted by the minor's school with concurrence of  
23 the minor's parent or legal guardian. The department shall adopt rules  
24 establishing the procedures that the school must follow in granting a  
25 variance under this subsection. The variance may permit up to a  
26 maximum of twenty-eight hours of work per week during the school year.

27 (b) Sixteen and seventeen-year-old minors who have been issued a  
28 certificate of educational competence pursuant to RCW 28A.305.190, are  
29 enrolled in a bona fide college program, are named on a valid  
30 certificate of marriage, or are shown as the parent on a valid  
31 certificate of birth may work as would be permitted during school  
32 vacations.

33 (4) The minimum wage for minors shall be as prescribed in RCW  
34 49.46.020.

35 (5) The ~~((committee))~~ department shall issue work permits to  
36 employers for the employment of minors, after being assured the  
37 proposed employment of a minor meets the standards ~~((set forth))~~  
38 concerning the health, safety and welfare of minors ~~((as))~~ set forth in  
39 this chapter and the rules ~~((and regulations promulgated))~~ adopted by

1 the ((committee)) department. No minor person shall be employed in any  
2 occupation, trade or industry subject to ((this 1973 amendatory act))  
3 chapter 16, Laws of 1973 2nd ex. sess., unless a work permit has been  
4 properly issued((, with)). The consent of the parent, guardian or  
5 other person having legal custody of the minor and ((with)) the  
6 approval of the school which ((such)) the minor may then be attending  
7 is also required if a minor age sixteen or seventeen is working more  
8 than twenty hours per week during the school year, or if a minor is  
9 under age sixteen.

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