

# MAINE STATE LEGISLATURE

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199

L.D. 332

DATE: May 18, 1995

(Filing No. S-164 )

**LABOR**

Reported by: Senator BEGLEY of Lincoln for the Committee.

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**STATE OF MAINE  
SENATE  
117TH LEGISLATURE  
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A " to S.P. 146, L.D. 332, Bill, "An Act to Amend the Child Labor Laws to Allow Minors to Work in Hotels or Rooming Houses"

Amend the bill by striking out the title and substituting the following:

**'An Act to Amend the Child Labor Laws to Prohibit 14-year-old Minors from Working in Any Restaurant or Eating Place'**

Further amend the bill by striking out everything after the enacting clause and before the statement of fact and inserting in its place the following:

**'Sec. 1. 26 MRSA §771-A is enacted to read:**

**§771-A. Minors 14 years of age; prohibited in certain places**

A minor 14 years of age may not be employed, permitted or suffered to work in, about or in connection with any restaurant or eating establishment, including a retail establishment where frozen dairy products are manufactured on the premises. This section does not apply to any such minor who is employed directly by, with or under the supervision of either or both of the minor's parents or to any such minor employed in school lunch programs, if limited to serving food and cleaning up dining rooms.

**Sec. 2. 26 MRSA §773, 2nd ¶ is amended to read:**

2           The provisions of this section pertaining to manufacturing  
3 establishments shall do not apply to minors ~~under 16~~ 15 years of  
4 age who are employed in retail establishments where any frozen  
5 dairy product or frozen dairy product mix or related food product  
6 is manufactured on the premises, regardless of trade name or  
7 brand or coined name.

8           **Sec. 3. 26 MRSA §773, 3rd ¶**, as amended by PL 1975, c. 238,  
9 §2, is further amended to read:

10           The provisions of this section pertaining to hotels shall do  
11 not apply to minors under 16 years of age who are employed in  
12 outdoor occupations on the grounds of a hotel or to minors 15  
13 years of age who are employed in kitchens, dining rooms, lobbies  
14 and offices of a hotel. Minors 15 years of age are expressly  
15 prohibited from working in any area not listed as permitted and  
16 are expressly prohibited from performing room service, making  
17 deliveries of any sort to the hotel rooms or entering the  
18 hallways to those rooms.

19           **Sec. 4. 26 MRSA §773, last ¶**, as enacted by PL 1989, c. 520,  
20 §1, is repealed.

21           **Sec. 5. Appropriation.** The following funds are appropriated  
22 from the General Fund to carry out the purposes of this Act.

23           **1995-96**

24           **LABOR, DEPARTMENT OF**

25           **Bureau of Labor Standards**

26           All Other \$11,259

27           Provides funds to cover the  
28 costs of revising and  
29 distributing the regulation  
30 of employment poster.'

31           Further amend the bill by inserting at the end before the  
32 statement of fact the following:

**FISCAL NOTE**

2

**1995-96**

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**APPROPRIATIONS/ALLOCATIONS**

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General Fund

\$11,259

8

10 This bill will require the revision of the regulation of  
12 employment poster by the Department of Labor, Bureau of Labor  
14 Standards. A General Fund appropriation of \$11,259 in fiscal  
16 year 1995-96 is required for printing and mailing costs. If  
18 other bills are enacted that also require changes to the  
20 regulation of employment poster, the cost properly allocated to  
22 this bill can be reduced.'

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**STATEMENT OF FACT**

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22 This amendment prohibits a minor 14 years of age from  
24 working in any restaurant or eating establishment unless the  
26 minor is employed by or supervised by the minor's parent. The  
28 amendment maintains the prohibition of minors under the age of 16  
30 from working in hotels or rooming houses but allows 15-year-olds  
to work in the kitchens, dining rooms and offices of motels. The  
amendment expressly prohibits these minors from working in any  
area not listed as permitted and prohibits performing room  
service, making deliveries to the rooms or entering the hotel  
rooms and hallways. The amendment also adds an appropriation and  
a fiscal note to the bill.