

By: Deshotel

H.B. No. 2930

A BILL TO BE ENTITLED

AN ACT

relating to an age limitation on children engaged in the performance of duties related to a paper route.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 51.002, Labor Code, is amended to read as follows:

Sec. 51.002. DEFINITIONS. In this chapter:

(1) "Child" means an individual under 18 years of age.

(2) "Commission" means the Texas Workforce ~~[Employment]~~ Commission.

(3) "Delivery of newspapers" means the distribution of newspapers on or the maintenance of a newspaper route. The term does not include direct sales of newspapers to the general public.

SECTION 2. Section 51.003, Labor Code, is amended to read as follows:

Sec. 51.003. GENERAL EXEMPTIONS. (a) This chapter does not apply to employment of a child:

(1) employed ~~[in a]~~:

(A) in a nonhazardous occupation;

(B) under the direct supervision of the child's parent or an adult having custody of the child; and

(C) in a business or enterprise owned or operated by the parent or custodian;

(2) 11 years or older engaged in delivery of

1 newspapers to the consumer;

2 (3) participating in a school-supervised and
3 school-administered work-study program approved by the commission;

4 (4) employed in agriculture during a period when the
5 child is not legally required to be attending school;

6 (5) employed through a rehabilitation program
7 supervised by a county judge; or

8 (6) engaged in nonhazardous casual employment that
9 will not endanger the safety, health, or well-being of the child and
10 to which the parent or adult having custody of the child has
11 consented.

12 (b) In this section, "employment in agriculture" means
13 engaged in producing crops or livestock and includes:

14 (1) cultivating and tilling the soil;

15 (2) producing, cultivating, growing, and harvesting
16 an agricultural or horticultural commodity;

17 (3) dairying; and

18 (4) raising livestock, bees, fur-bearing animals, or
19 poultry.

20 (c) For the purposes of Subsection (a)(6), the commission by
21 rule may define nonhazardous casual employment that the commission
22 determines is dangerous to the safety, health, or well-being of a
23 child.

24 SECTION 3. This Act takes effect immediately if it receives
25 a vote of two-thirds of all the members elected to each house, as
26 provided by Section 39, Article III, Texas Constitution. If this
27 Act does not receive the vote necessary for immediate effect, this

H.B. No. 2930

1 Act takes effect September 1, 2005.