

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. DEFINITIONS. Sec. 51.002, Labor Code, is amended as follows:

In this chapter:

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

(2) "Commission" means the Texas Workforce Commission.

(3) "Delivery" means the distribution and maintenance of a paper route.

SECTION 2. GENERAL EXEMPTIONS. Sec. 51.003, Labor Code, is amended to read as follows:

(a) This chapter does not apply to employment of a child:

(1) employed in a:

(A) non-hazardous 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) a child 11 years or older engaged in delivery of newspapers to the consumer;

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

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

3 (5) employed through a rehabilitation program
4 supervised by a county judge; or

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

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

11 (1) cultivating and tilling the soil;

12 (2) producing, cultivating, growing, and harvesting
13 an agricultural or horticultural commodity;

14 (3) dairying; and

15 (4) raising livestock, bees, fur-bearing animals, or
16 poultry.

17 (c) For the purposes of Subsection (a)(6), the commission by
18 rule may define non-hazardous casual employment that the commission
19 determines is dangerous to the safety, health, or well-being of a
20 child.

21 SECTION 3. EFFECTIVE DATE. This Act takes effect
22 immediately if it receives a vote of two thirds of all the members
23 elected to each house, as provided by Section 39, Article III, Texas
24 Constitution. If this Act does not receive the vote necessary for
25 immediate effect, this Act takes effect September 1, 2005.