

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1573 Session of  
1989

INTRODUCED BY DeLUCA, BRANDT, KASUNIC, LEVDANSKY, ROBBINS,  
KOSINSKI, BILLOW, CHADWICK, HECKLER, BELARDI, GIGLIOTTI,  
McNALLY, OLASZ, PETRONE, TRELLO, MARKOSEK, BELFANTI, DALEY  
AND STUBAN, MAY 30, 1989

REFERRED TO COMMITTEE ON LABOR RELATIONS, MAY 30, 1989

AN ACT

1 Amending the act of May 13, 1915 (P.L.286, No.177), entitled, as  
2 amended, "An act to provide for the health, safety, and  
3 welfare of minors: By forbidding their employment or work in  
4 certain establishments and occupations, and under certain  
5 specified ages; by restricting their hours of labor, and  
6 regulating certain conditions of their employment; by  
7 requiring employment certificates or transferable work  
8 permits for certain minors, and prescribing the kinds  
9 thereof, and the rules for the issuance, reissuance, filing,  
10 return, and recording of the same; by providing that the  
11 Industrial Board shall, under certain conditions, determine  
12 and declare whether certain occupations are within the  
13 prohibitions of this act; requiring certain abstracts and  
14 notices to be posted; providing for the enforcement of this  
15 act by the Secretary of Labor and Industry, the  
16 representative of school districts, and police officers; and  
17 defining the procedure in prosecutions thereunder, and  
18 establishing certain presumptions in relation thereto;  
19 providing for the issuance of special permits for minors  
20 engaging in the entertainment and related fields; providing  
21 penalties for the violation of the provisions thereof; and  
22 repealing all acts or parts of acts inconsistent therewith,"  
23 permitting persons 14 years of age or older to engage in  
24 certain employment in bowling centers.

25 The General Assembly of the Commonwealth of Pennsylvania  
26 hereby enacts as follows:

27 Section 1. The second and third paragraphs of section 5 of  
28 the act of May 13, 1915 (P.L.286, No.177), known as the Child

1 Labor Law, amended September 22, 1972 (P.L.873, No.199) and  
2 December 21, 1973 (P.L.438, No.155), are amended to read:

3 Section 5. \* \* \*

4 No minor under eighteen years of age shall be employed or  
5 permitted to work in the operation or management of hoisting  
6 machines, in oiling or cleaning machinery, in motion; at switch-  
7 tending, at gate-tending, at track-repairing; as a brakeman,  
8 fireman, engineer, or motorman or conductor, upon a railroad or  
9 railway; as a pilot, fireman, or engineer upon any boat or  
10 vessel; in the manufacture of paints, colors or white lead in  
11 any capacity; in preparing compositions in which dangerous leads  
12 or acids are used; in the manufacture or use of dangerous or  
13 poisonous dyes; in any dangerous occupation in or about any  
14 mine; nor in or about any establishment wherein gunpowder,  
15 nitroglycerine, dynamite, or other high or dangerous explosive  
16 is manufactured or compounded: Provided, That minors age  
17 fourteen and over may operate power lawn mowing equipment: And  
18 provided further, That such minors may be employed in bowling  
19 centers as snack bar attendants, porters, control desk clerks  
20 and scorer attendants: And provided further, That such minors  
21 may work where such chemicals, compounds, dyes and acids are  
22 utilized in the course of experiments and testing procedures, in  
23 such circumstances and under such conditions and safeguards as  
24 may be specified by rule or regulation of the Department of  
25 Labor and Industry.

26 No minor under eighteen years of age shall be employed or  
27 permitted to work in, about, or in connection with, any  
28 establishment where alcoholic liquors are distilled, rectified,  
29 compounded, brewed, manufactured, bottled, sold, or dispensed;  
30 [nor in a bowling alley;] nor in a pool or billiard room:

1 Provided, That male or female minors sixteen years of age and  
2 over may be employed and permitted to work [in a bowling alley,  
3 or] that part of a motel, restaurant, club or hotel in which  
4 liquor or malt or brewed beverages are not served: And, provided  
5 further, That minors sixteen years of age and over may be  
6 employed to serve food, clear tables and perform other duties,  
7 not to include the dispensing or serving of alcoholic beverages,  
8 in any licensed establishment whose sales of food and  
9 nonalcoholic beverages are equal to forty per cent or more of  
10 the combined gross sales of both food and alcoholic beverages.  
11 Before employing any minor sixteen years of age and over, any  
12 establishment licensed by the Liquor Control Board shall furnish  
13 to the school district official authorized to issue employment  
14 certificates a certification that, for a period of not less than  
15 ninety consecutive days during the twelve months immediately  
16 preceding the date of application, the sales of food and  
17 nonalcoholic beverages by the employer at the licensed premises  
18 were equal to or exceeded forty per cent of the combined gross  
19 sales of food, nonalcoholic and alcoholic beverages in  
20 conformity with the requirements set forth in Regulation 141 of  
21 the Liquor Control Board governing the sale of alcoholic  
22 beverages on Sunday.

23 \* \* \*

24 Section 2. This act shall take effect immediately.