

108TH CONGRESS  
1ST SESSION

# S. 974

To amend the Fair Labor Standards Act of 1938 to permit certain youth to perform certain work with wood products.

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IN THE SENATE OF THE UNITED STATES

MAY 1, 2003

Mr. SPECTER (for himself and Mr. SANTORUM) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

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## A BILL

To amend the Fair Labor Standards Act of 1938 to permit certain youth to perform certain work with wood products.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. EXEMPTION.**

4 Section 13(c) of the Fair Labor Standards Act of  
5 1938 (29 U.S.C. 213(c)) is amended by adding at the end  
6 the following:

7 “(7)(A) Subject to subparagraph (B), in the adminis-  
8 tration and enforcement of the child labor provisions of  
9 this Act, it shall not be considered oppressive child labor  
10 for an individual who—

1           “(i) is under the age of 18 and over the age of  
2           14, and

3           “(ii) by statute or judicial order is exempt from  
4           compulsory school attendance beyond the eighth  
5           grade,

6           to be employed inside or outside places of business where  
7           machinery is used to process wood products.

8           “(B) The employment of an individual under sub-  
9           paragraph (A) shall be permitted—

10           “(i) if the individual is supervised by an adult  
11           relative of the individual or is supervised by an adult  
12           member of the same religious sect or division as the  
13           individual;

14           “(ii) if the individual does not operate or assist  
15           in the operation of power-driven woodworking ma-  
16           chines;

17           “(iii) if the individual is protected from wood  
18           particles or other flying debris within the workplace  
19           by a barrier appropriate to the potential hazard of  
20           such wood particles or flying debris or by maintain-  
21           ing a sufficient distance from machinery in oper-  
22           ation; and

1           “(iv) if the individual is required to use per-  
2           sonal protective equipment to prevent exposure to  
3           excessive levels of noise and saw dust.”.

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