

114TH CONGRESS
1ST SESSION

H. R. 3283

To amend the Fair Labor Standards Act of 1938 to exempt from certain age-related restrictions in the labor laws 16- and 17-year-old individuals employed by their parents in certain logging activities, and to direct the Secretary of Transportation to establish a program to allow States to enter into interstate compacts to standardize the age requirements for operators of commercial motor vehicles.

IN THE HOUSE OF REPRESENTATIVES

JULY 29, 2015

Mr. POLIQUIN introduced the following bill; which was referred to the Committee on Education and the Workforce, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend the Fair Labor Standards Act of 1938 to exempt from certain age-related restrictions in the labor laws 16- and 17-year-old individuals employed by their parents in certain logging activities, and to direct the Secretary of Transportation to establish a program to allow States to enter into interstate compacts to standardize the age requirements for operators of commercial motor vehicles.

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Securing America’s
3 Next Generation of Safe Loggers and Truckers Act”.

4 **SEC. 2. EXEMPTIONS FROM CERTAIN AGE-RELATED RE-**
5 **STRICTIONS FOR EMPLOYMENT BY A PARENT**
6 **IN LOGGING AND MECHANIZED OPERATIONS.**

7 The Fair Labor Standards Act of 1938 (29 U.S.C.
8 201 et seq.) is amended—

9 (1) in section 3 (29 U.S.C. 203)—

10 (A) in subsection (l), by adding at the end
11 the following: “, and that employment of em-
12 ployees ages 16 or 17 years in a logging oper-
13 ation in an occupation that the Secretary of
14 Labor finds and declares to be particularly haz-
15 ardous for the employment of individuals of
16 such ages shall not constitute oppressive child
17 labor if such employee is employed exclusively
18 by his or her parent or by a person standing in
19 the place of his or her parent in a logging oper-
20 ation owned or operated by such parent or per-
21 son”; and

22 (B) by adding at the end the following:

23 “(z) ‘Logging’— (1) means—

24 “(A) the felling, skidding, yarding, loading and
25 processing of timber by equipment other than manu-
26 ally operated chainsaws and cable skidders;

1 “(B) the felling of timber in mechanized oper-
2 ations, including whole tree processors, cut-to-length
3 processors, stroke boom delimiters, wheeled and
4 track feller-bunchers, pull thru delimiters, wheeled
5 and track forwarders, chippers, grinders, mechanical
6 debarkers, wheeled and track grapple skidders,
7 yarders, bulldozers, excavators, and log loaders;

8 “(C) the bucking or converting of timber into
9 logs, poles, ties, bolts, pulpwood, chemical wood, ex-
10 celsior wood, cordwood, fence posts, or similar prod-
11 ucts;

12 “(D) the collecting, skidding, yarding, loading,
13 transporting and unloading of such products in con-
14 nection with logging;

15 “(E) the constructing, repairing and maintain-
16 ing of roads or camps used in connection with log-
17 ging; the constructing, repairing, and maintenance
18 of machinery or equipment used in logging; and

19 “(F) other work performed in connection with
20 logging; and

21 “(2) does not include the manual use of chain saws
22 to fell and process timber and the use of cable skidders
23 to bring the timber to the landing.”; and

24 (2) in section 13(c) (29 U.S.C. 211(c)), by add-
25 ing at the end the following:

1 “(8) The provisions of section 12 relating to
2 child labor shall apply to an employee who is 16 or
3 17 years old employed in a logging operation in an
4 occupation that the Secretary of Labor finds and de-
5 clares to be particularly hazardous for the employ-
6 ment of individuals ages 16 or 17, except where such
7 employee is employed exclusively by his or her par-
8 ent or by a person standing in the place of his or
9 her parent in a logging operation owned or operated
10 by such parent or person.”.

11 **SEC. 3. INTERSTATE COMPACT TEST PROGRAM.**

12 (a) IN GENERAL.—The Administrator of the Federal
13 Motor Carrier Safety Administration shall establish a test
14 program to allow States and the District of Columbia to
15 enter into interstate compacts with contiguous States to
16 standardize the requirements for operators of commercial
17 motor vehicles in interstate commerce.

18 (b) MUTUAL RECOGNITION OF LICENSES.—A com-
19 mercial driver’s license issued by one State participating
20 in an interstate compact under subsection (a) shall be rec-
21 ognized as valid in every State that is participating in such
22 compact.

23 (c) STANDARDS.—In developing an interstate com-
24 pact under this section, participating States shall provide
25 for minimum licensure standards acceptable for interstate

1 travel under this section, which may include, for drivers
2 under 21 years of age—

3 (1) age restrictions;

4 (2) distance from origin (measured in air
5 miles);

6 (3) reporting requirements; or

7 (4) additional hours of service restrictions.

8 **SEC. 4. APPROVAL.**

9 An interstate compact described in section 3 may not
10 go into effect until it has been approved by the governor
11 of each State (or the Mayor of the District of Columbia,
12 if applicable) that is a party to the agreement, after con-
13 sultation with the Secretary of Transportation and the Ad-
14 ministrator of the Federal Motor Carrier Safety Adminis-
15 tration.

○