



Child Labor Coalition

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2004 Child Labor State Survey

Respondents:	32 state labor departments, (or equivalent) child labor contacts Alabama, Alaska, Arizona, Arkansas, Connecticut, Florida, Georgia, Hawaii, Idaho, Indiana, Iowa, Louisiana, Maine, Minnesota, Missouri, Montana, Nebraska, New Hampshire, New Jersey, New Mexico, New York, North Dakota, Ohio, Oklahoma, Oregon, South Carolina, South Dakota, Texas, Utah, West Virginia, Wisconsin, and Wyoming
Non-Respondents:	19 state labor departments including the District of Columbia. California, Colorado, Delaware, District of Columbia, Illinois, Kansas, Kentucky, Maryland, Massachusetts, Michigan, Mississippi, Nevada, North Carolina, Pennsylvania, Rhode Island, Tennessee, Virginia, Vermont, and Washington
Response Rate:	63 percent
Date Of Survey:	July 2005

2004 Child Labor State Survey Highlights

State Child Labor Enforcement Personnel in 2004

- 360 compliance officers are responsible for enforcing all state labor laws (including child labor) in 32 states. 19 of the total of 360 are responsible for investigating child labor compliance/violations exclusively.
- 21 states (66 percent of survey respondents) have ten or fewer compliance officers who are responsible for enforcing labor laws in the state, including child labor. Only two states have a total number of 25 or more compliance officers. Four states have no compliance officers. Top state with enforcement personnel is New York at 96 compliance officers.
- Average compliance officer presence in reporting states:
 - 11.3 compliance officers (counting New York) – (2003 results were 13.8)
 - 8.5 compliance officers (not counting New York) – (2003 results were 11.8)

Child Labor Inspections in 2004

- Total inspections for labor law compliance (including child labor) and inspections finding child labor violations:
 - Total Inspections: 32 states report 44,931 (In 2003, 38 states conducting 62,621)
 - Total Inspections Finding Child Labor Violations: 32 states report 4,059 (In 2003 -- 36 states reporting 14,469)
- Total illegally employed minors found in 32 reporting states: 3,243 (In 2003 – 30 states reporting 4,755 minors)
- Only five states reported conducting inspections targeting child labor compliance in agriculture with three states reporting finding child labor violations. A total of 9 minors were illegally found employed in two states; one state could not provide figures.
- In total, 32 reporting states collected a total of \$1,149,093 for child labor violations (2003 – 39 states reported collecting \$1,865,249). Nine states reported either the state does not exercise authority to assess/collect civil money penalties or the state does not have the authority to do so.
- The top five child labor violations related to minors engaged in prohibited hazardous work involved: retail and restaurants (some specified -- working alone in cash-based business; working without adult supervision; cooking; baking; serving alcohol); construction; power-driven machinery; driving on public roads or operating forklifts; and roofing.

Other Data

- Five states reported occupational deaths among minors under age 18 with a total of 7 deaths (1 – delivery driving; 4 – agriculture; and 2 – construction).
- The reporting states' two top enforcement strategies for child labor are employer education off site and employer education at business site, respectively. Unannounced inspections ran a distant third and announced inspections appear to be rarely used.
- Five states reported changes in their child labor laws/regulations.

2004 Legislation & Regulation

1. Were changes made to your child labor laws/regulations in FY 2004?

State	Legislation	Regulation
AL	No	No
AK	No	No
AZ	No	No
AR	No	No
CT	No	No
FL	No	No
GA	Yes	**
HI	No	No
ID	No	No
IN	No	No
IA	No	No
LA	Yes	Yes
ME	No	Yes
MN	No	No
MO	No	No
MT	No	No
NE	No	No
NH	No	No
NJ	No	No
NM	No	No
NY	No	No
ND	No	No
OH	No	No
OK	No	No
OR	No	Yes
SC	No	No
SD	No	No
TX	No	No
UT	No	No
WV	No	No
WI	No	Yes
WY	No	No

Notes: **No answer given.

NE: Passed legislation in 2005 to ban door-to-door sales for minors under 16.

2. Were any changes made in hours regulations in your state during FY 2004? If yes, were they relaxed or made more stringent?

State	Hours Regulation Changes?	Relaxed	More Stringent
AL	No		
AK	No		
AZ	No		
AR	No		
CT	No		
FL	No		
GA	No		
HI	No		
ID	No		
IN	No		
IA	No		
LA	Yes	X	
ME	No		
MN	No		
MO	No		
MT	No		
NE	No		
NH	No		
NJ	No		
NM	No		
NY	No		
ND	No		
OH	No		
OK	No		
OR	No		
SC	No		
SD	No		
TX	No		
UT	No		
WV	No		
WI	No		
WY	No		

3. For inquiries by teen workers and/or parents in your state regarding child labor laws and/or to file a complaint of child labor violations, call:

State	Telephone Number For Inquiries/Complaints
AL	(334) 242-3460
AK	(907) 269-4900
AZ	(602) 542-4515
AR	(501) 682-4500
CT	(860) 263-6791
FL	(800) 226-2536 (in state calls only)
GA	(404) 232-3260
HI	(808) 586-8777
ID	(208) 332-3570 ext. 3134 (inquiries only)
IN	(317) 232-2675
IA	(515) 281-6374
LA	(225) 342-7824
ME	(207) 624-6400
MN	(651) 284-5005
MO	(573) 751-3403
MT	(406) 444-5600
NE	(402) 595-3095 or (402) 471-2239
NH	(603) 271-3176
NJ	(609) 292-2305
NM	(505) 827-6875
NY	(518) 485-1958
ND	(800) 582-8032 (in state calls only); (701) 328-2660
OH	(614) 644-2239
OK	(888) 269-5353 ext. 212 (in state calls only)
OR	(971) 973-0836
SC	(803) 896-7756
SD	(605) 773-3681
TX	(800) 832-9243
UT	(801) 530-6802
WV	(304) 558-7890 ext. 163 or 127
WI	(608) 266-6860
WY	(307) 777-7261

3. (Continued)

Check which of the following apply:

This office will act upon written complaints.

This office will act upon telephone complaints.

This office will act upon anonymous complaints.

This office will protect the privacy of the person filing a complaint.

State	Written Complaints	Telephone Complaints	Anonymous Complaints	Protect Privacy
AL	X	X	X	X
AK	X	X	X	X
AZ	X	X	X	X
AR	X	X	X	
CT	X	X	X	X
FL	X	X	X	X
GA	X	X	X	X
HI	X	X	X	Name released only upon authorization by complainant.
ID				
IN	X	X	X	X
IA	X	X	X	X
LA	X	X	X	X
ME	X	X	X	X
MN	X	X	X	X
MO	X	X	X	All information regarding children is considered confidential and can be disclosed only by order of a court of competent jurisdiction.
MT	X	X	X	X
NE	X	X		X
NH	X	X		X
NJ	X	X	X	
NM	X	X	X	
NY	X	X	X	X
ND	X			
OH	X	X		
OK	X	X	X	X
OR	X	X	X	
SC	X	X	X	X
SD	X			
TX	X	X	X	
UT	X	X	X	
WV	X	X		
WI	X			
WY	X	X		

Child Labor Enforcement In FY 2004 (or calendar year 2004)

4. How many compliance officers enforce labor laws in your agency? (Count only those actually out conducting inspections). Breaking down the total, how many are responsible to inspect workplaces for child labor compliance/violations exclusively; how many are responsible to inspect workplaces for all labor compliance/violations (of which child labor is included).

State	Total Compliance Officers	Child Labor Exclusively	All Labor Compliance
AL	2	2	0
AK	11	1	10
AZ	1	1	0
AR	6	0	6
CT	4	0	4
FL	20	6	14
GA	**	**	**
HI	11	0	11
ID	0	0	0
IN	4	0	4
IA	0	0	0
LA	11	0	11
ME	4	0	4
MN	6	0	6
MO	8	0	8
MT	0	0	0
NE	5	0	5
NH	10	0	10
NJ	46	0	46
NM	9	1	8
NY	96	0	96
ND	7	0	7
OH	15	0	15
OK	1	1	0
OR	13	0	13
SC	7	0	7
SD	1	0	1
TX	7	7	0
UT	19	0	19
WV	15	0	15
WI	14	0	14
WY	7	0	7

5. How many on-site inspections were conducted by your agency in FY 2004 for labor law compliance (in which child labor law compliance would have been included)?

State	Total Inspections	Inspections Showing Child Labor Violations	Illegally Employed Minors Found	Illegally Employed Minors Also Trafficking/Forced Labor Victims
AL	460	110	65	0
AK	780	89	259	0
AZ	680	34	6	0
AR	2,181	unknown	unknown	unknown
CT	408	202	29	0
FL	5,280	369	0	0
GA	915	407	0	0
HI	612	10	0	0
ID	0	0	0	0
IN	5,170	1,505	n/a	n/a
IA	3	1	1	0
LA	7,030	**	**	**
ME	3,258	83	130	0
MN	10	1	1	0
MO	4,429	84	169	0
MT	0	0	0	0
NE	96	13	82	0
NH	612	133	181	0
NJ	4,806	303	Not available	Not available
NM	248	5	5	0
NY	1,796	295	1,119	0
ND	0	0	0	0
OH	104	104	**	0
OK	168	21	**	**
OR	27	4	41	0
SC	40	30	100	0
SD	0	0	0	0
TX	2,572	129	284	0
UT	639	0	0	0
WV	2,413	18	**	**
WI	190	105	771	0
WY	4	4	**	**

Notes: ** No answer given.

AR: We only keep statistics on types of violations, not on number of inspections where violations were found.

NM: Work permit violations.

OR: We do not conduct non-ag child labor "inspections," but do conduct investigations based on complaints and information received.

6. How many on-site inspections **in agriculture** were conducted by your agency in FY 2004 for labor law compliance (in which child labor law compliance would have been included)?
 Considering the above figure, how many on-site workplace inspections resulted in your agency finding child labor violations in agriculture?

State	Total Inspections	Inspections Showing Child Labor Violations	Illegally Employed Minors Found	Illegally Employed Minors Also Trafficking/Forced Labor Victims
AL	0	0	0	0
AK	0	n/a	n/a	n/a
AZ	2	0	0	0
AR	unknown	unknown	unknown	unknown
CT	0	0	0	0
FL	2,281	2	2	0
GA	n/a	n/a	n/a	n/a
HI	0	0	0	0
ID	0	0	0	0
IN	0	0	0	0
IA	0	0	0	0
LA	0	0	0	0
ME	0	0	0	0
MN	0	0	0	0
MO	0	0	0	0
MT	0	0	0	0
NE	0	0	0	0
NH	0	0	0	0
NJ	165	9	not available	not available
NM	0	0	0	0
NY	353	6	n/a	0
ND	0	0	0	0
OH	0	0	0	0
OK	n/a	n/a	n/a	n/a
OR	76	**	7	0
SC	0	0	0	0
SD	0	0	0	0
TX	0	0	0	0
UT	0	0	0	0
WV	0	0	0	0
WI	0	0	0	0
WY	0	0	0	0

Notes: ** No answer given.

AR: Separate statistics for agriculture are not kept.

ME: Maine child labor laws exempt agriculture.

WV: Agriculture exempt.

7. Rank your state's child labor compliance efforts between 1 and 4 (with 1 being most relevant/prevalent):

State	Employer Education off Business Site	Employer Education at Business Site	Announced Inspections	Unannounced Inspections
AL	1	2	4	2
AK	1	1	4	1
AZ	1	2	4	3
AR	1	1	3	1
CT	1	1	1	1
FL	1	4	3	2
GA	2	2	**	**
HI	1	2	3	4
ID	n/a	n/a	n/a	n/a
IN	1	1	4	1
IA	1	2	3	4
LA	3	4	1	4
ME	1	2	3	4
MN	1	2	3	4
MO	3	2	4	1
MT	1	4	n/a	n/a
NE	1	2	3	4
NH	4	3	0	4
NJ	1	2	1	3
NM	2	1	2	2
NY	2	1	4	3
ND	1	2	3	4
OH	3	3	4	1
OK	1	1	**	1
OR	1	2	3	4
SC	2	1	4	3
SD	1	2	4	4
TX	2	1	4	1
UT	2	3	0	1
WV	1	3	4	0
WI	3	4	4	4
WY	1	2	4	3

Notes: ** No answer given.

Penalties In FY 2004

8. What were your state's top three child labor violations in FY 2004 related to prohibited hazardous work (i.e., specify specific prohibited machinery, activities, occupations, or industries, such as operating forklifts, construction, roofing, operating tractors, youth peddling, delivery driving, etc.). **Please do not include hours violations or work permit violations.**

State	#1 Violation	#2 Violation	#3 Violation
AL	Woodworking machines	Roofing	Forklifts
AK	Fishing industry (boats and processors)	Construction	Warehouse work
AZ	Power-driven woodworking machinery	Roofing	Forklifts
AR	Cooking	Prohibited machinery	Underage employment
CT	Retail	Restaurants/recreational /home improvement	Door-to-door sales
FL	Working with toxic substances	Power-driven machinery (at construction sites)	Meat and vegetable slicers
GA	Warehouse worker	Cooking	**
HI	Construction	Food service	Baking
ID	Unknown	Unknown	Unknown
IN	Cooking	Manufacturing	Construction
IA	Construction	Roofing	Circular saws/meat slicers
LA	Construction	Cooking	Delivery driving
ME	Working alone in cash-based business	Operating motor vehicle on public highway; Operating power mower; operating propane torch (3-way tie for 2 nd place)	
MN	Construction	Machinery	Driving
MO	Cooking		
MT	None	None	None
NE	Youth peddling	Construction – operating skid-steer/forklift	
NH	Construction	Manufacturing	Food service
NJ	n/a	n/a	n/a
NM	**	**	**
NY	n/a	n/a	n/a
ND	n/a	n/a	n/a
OH	Construction	Roofing	Door to door
OK	**	**	**
OR	n/a	n/a	n/a
SC	Delivery driving	Construction	

SD	**	**	**
TX	Driving motor vehicle on public roads	Operating and loading scrap paper baler/compacter	Hoisting equipment
UT	Construction (excavations)	Machinery	Forklifts
WV	Construction/roofing	Bar where alcohol is consumed	Warehouse/sawmill
WI	Working late nights alone or without adult supervision	Construction	Driving on public roads part of job
WY	n/a	n/a	n/a

Notes: ** No answer given.

MO: Prohibited occupations not broken down into these categories; however, of ours, cooking was the top one found.

9. What is the total amount your state collected from child labor violations in FY 2004?

State	Total Dollars Collected for Child Labor Violations	Does Not Exercise Authority	Does Not Have Authority
AL	0	**	**
AK	37,418	**	X
AZ	9,924	**	**
AR	85,781	**	**
CT	204,760	**	**
FL	7,350	**	**
GA	n/a	**	**
HI	0	n/a	X
ID	Unknown	Unknown	Unknown
IN	90,195	**	**
IA	0	**	X
LA	178,150	**	**
ME	43,168	**	**
MN	18,500	**	**
MO	27,621	**	**
MT	0	**	X
NE	0	**	X
NH	73,000	**	**
NJ	167,337	**	**
NM	0	**	X
NY	106,895	**	**
ND	0	**	**
OH	0	X	**
OK	3,400	**	**
OR	0	**	**
SC	3,500	**	**
SD	0	**	X
TX	24,109	**	**
UT	0	**	**
WV	0	X	**
WI	67,985	**	**
WY	0	**	**

Notes: **No answer given.

AK: Collected through other mechanism – audits.

NE: Child labor violations are handled by county attorney, and they assess and collect fees. Fines do not go back to enforce child labor.

WY: Any penalty for violating the state child labor provisions is a misdemeanor, and the violation has to be shown to be willful or intentional.

10. To your knowledge, how many occupational deaths among working minors under age 18 have occurred in your state FY 2004?

AR: 1 death in delivery driving.

IN: Do not collect data on injuries.

IA: 1 death in agriculture (crushed between hay wagon and pick up truck).

NE: 1 death in construction.

OH: 1 death in agriculture; 1 death in construction.

SD: 2 deaths in agriculture.

11. Were there any deaths among working minors (under age 18) in your state in FY 2004 due to:

occupational violent crime, vehicular accident, paper balers, working on an elevated surface (above 6 feet off of ground), forklifts (operating/driving), forklifts (riding on, hoisted by, hit by, etc), tractors (operating/driving), tractors (riding on, hit or run over by, etc.), woodworking machines, sawmills, or construction?

Vehicular Accident

AR

Forklifts (operating/driving)

NE (skid-steer accident)

Tractors (operating/driving)

SD

Construction

OH, SD