



Child Labor Coalition

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2001 Child Labor State Survey

Respondents

40 state labor departments, (or equivalent) child labor contacts:

Alabama, Alaska, Arkansas, California, Colorado, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Maine, Massachusetts, Minnesota, Missouri, Montana, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, South Carolina, South Dakota, Tennessee, Texas, Utah, Virginia, Washington, West Virginia, Wisconsin, and Wyoming

Non-Respondents

11 state labor departments including the District of Columbia.

Arizona, District of Columbia, Hawaii, Idaho, Louisiana, Maryland, Michigan, Mississippi, North Carolina, Rhode Island, and Vermont

Response Rate

78 percent

Date Of Survey

October 2001

The Child Labor Coalition (CLC) is a national network for the exchange of information about child labor. It provides a forum and unified voice on protecting working minors and ending child labor exploitation, educates the public to combat child labor abuses, and promotes progressive initiatives and legislation.

The Child Labor State Survey has been a project of the CLC since 1992. Findings reflect self-reporting from state labor departments or their equivalent enforcement agency. This survey may be reproduced with credit given to the source.

Prepared by the National Consumers League for the Child Labor Coalition. November 2001

2001 Child Labor State Survey Highlights

State Child Labor Enforcement Personnel in 2000

- 681 compliance officers are responsible for enforcing all state labor laws (including child labor) in 40 states. 25 of this number are responsible for investigating child labor compliance/violations exclusively.
- 22 states have a total number of 10 or fewer compliance officers who are responsible for enforcing labor laws in the state, including child labor laws. Only 5 states have a total number of 25 or more compliance officers.

Child Labor Inspections in 2000

Breakdown of number of inspections conducted by states in which child labor compliance was a component:

- 4 states conducted 0 inspections
- 6 states conducted 1-100 inspections
- 26 states conducted more than 100 inspections
- 13 states conducted more than 1000 inspections
- 15 percent of the inspections resulted in finding child labor violations. 3,752 minors were found to be illegally employed in 20 states.
- 4 states conducted inspections in 2000 in which child labor compliance in agriculture was targeted. 2 percent of inspections found violations with 4 children found illegally employed.
- 40 states assessed more than \$3 million in civil money penalties, consent decrees, etc., for child labor violations in 2000.

Details About Specific Provisions in State Child Labor Laws

- 6 states offer electronic applications for work permits and 4 states offer electronic issuance of work permits. 6 states track work permits electronically.
- 17 states do not require either a youth or employer permit for minors working in the entertainment industry.
- 10 states provide special accommodation for home schooled minors related to time of day (i.e., employment during traditional school hours) and 4 states provide special accommodation for the number of hours of employment per day/week during a school week.
- 2 states reported agency discussion about state compliance with the International Labor Organization's Convention 182 (on the worst forms of child labor).

Twelve states reported a total of 31 deaths among working minors (under 18). For other states, the information is not tracked or is unknown. Of the reported deaths, the top two industries were construction (seven deaths) and agriculture (seven deaths). Ten states reported deaths among minors working illegally in prohibited occupations or in a prohibited task.

Child Labor Enforcement In FY 2000

1. 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	1	1	0
AK	10	0	10
AR	4	0	4
CA	122	0	122
CO	3	0	3
CT	3	0	3
DE	15	0	15
FL	21	7	14*
GA	73	1	72
IL	15	0	15
IN	70	65	5
IA	0	0	0
KS	4	0	4
KY	24	0	24
MA	19	0	19*
ME	4	0	4
MN	7	0	7
MO	14	3	11
MT	0	0	0
NE	6	0	6
NV	0	0	0
NH	9	0	9
NJ	59	4	55
NM	9	1	8
NY	100	0	100
ND	6	0	6
OH	18	0	18
OK	1	0	1
OR	15	0	15
PA	33	0	33
SC	10	0	10
SD	1	0	1
TN	11	0	11
TX	7	7	0
UT	0	0	0
VA	11	0	11
WA	20	0	20
WV	21	0	21
WI	16	0	16
WY	8	0	8

Notes:

FL: Farm labor

MA: No inspectors do all compliance; some do just prevailing wage

2. How many inspections were conducted by your agency in FY 2000 for labor law compliance (in which child labor law compliance would have been included)? Considering the above figure, how many resulted in your state's agency finding child labor violations?

State	Total Inspections	Inspections showing Violations	Total Illegally Employed Minors Found
AL	197	35	97
AK	925	28	28
AR*	3,197	110	**
CA*	5,892	355	**
CO	**	**	**
CT	826	155	156
DE	400	148	282
FL	914	583	**
GA*	817	348	**
IL	1,672	120	**
IN	5,441	1,793	**
IA*	**	4	4
KS	2,000	100	**
KY	2,104	186	605
MA	119	106	301
ME	2,856	229	**
MN	2	1	**
MO	4,376	169	328
MT*	0	**	**
NE	97	11	0
NV*	0	**	**
NH*	687	145	**
NJ	1,750	504	100
NM	233	**	**
NY	1,669	308	997
ND	**	**	**
OH	802	45	**
OK	260	94	**
OR*	51	39	**
PA*	73	55	70
SC	2,500	137	100
SD	0	0	0
TN	1,090	392	**
TX	2,302	108	93
UT	0	0	0
VA	104	67	207
WA*	**	**	**
WV	36	0	0
WI	143	80	382
WY	11	3	2

Notes:

** No answer given.

CA, FL: Number of minors unknown.

CO: Not available.

DE, KY, MA, NE, NV, TN, WV, WY: Not applicable.

GA: Agriculture is exempt in GA.

MO: Do not keep statistics by industries.

OR: Number of inspections unknown; number of minors unknown, but 39 violations documented.

3. How many inspections were conducted by your agency in FY 2000 in which child labor compliance in agriculture was targeted? Considering the above figure, how many resulted in your agency finding child labor violations in agriculture?

State	Total Inspections	Inspections with Violations	Total Illegally Employed Minors Found
AL	0	**	**
AK	0	0	0
AR	0	**	**
CA*	536	22	**
CO*	**	**	**
CT	0	0	0
DE*	0	**	**
FL*	3,027	19	**
GA*	0	**	**
IL	0	0	0
IN	0	0	0
IA	0	**	**
KS	0	**	**
KY*		**	**
MA*	0	**	**
ME	0	0	0
MN	0	**	**
MO*	0	**	**
MT	0	0	0
NE*		**	**
NV*		**	**
NH	0	0	0
NJ	14	14	2
NM	0	0	**
NY	3	1	2
ND	**	**	**
OH	0	**	**
OK	0	0	0
OR*		10	**
PA	0	0	0
SC	0	0	0
SD	0	0	0
TN*		**	**
TX	0	**	**
UT	0	0	0
VA	0	**	**
WA	**	**	**
WV*	0	**	**
WI	0	0	0
WY*	0	**	**

Notes:

** No answer given.

AL: Other: District Court.

AK: No authority.

AR: This information is not available.

GA, NE: Not applicable.

ME: Other: Signed consent decrees, civil fines.

NV: Upon adoption of regulations, the agency will be able to assess fines for certain child labor violations.

SC: Wage payment violations.

TN: 230 establishments.

WA: Mostly for hours of work violations.

Penalties In FY 2000

4. What is the total amount of dollars your state assessed for child labor violations in FY 2000?

State	Civil Money Penalties Assessed for Child Labor Violations (\$)	Other (\$)
AL*	**	3,000
AK*	0	0
AR*	**	**
CA	242,300	**
CO	0	**
CT	125,100	**
DE	96,530	**
FL	49,025	**
GA*	**	**
IL	190,000	**
IN	**	**
IA	0	0
KS	0	0
KY	**	**
MA	0	0
ME*	**	109,500
MN	9,050	**
MO	141,400	**
MT	0	**
NE*	**	**
NV*	0	0
NH	911,100	**
NJ	311,025	**
NM	0	0
NY	236,600	**
ND	**	**
OH	0	**
OK	36,100	**
OR	28,200	**
PA	0	0
SC	59,050	291,050*
SD	0	0
TN	320,500*	**
TX	49,215	**
VA	81,335	**
UT	0	0
WA	20,375*	**
WV	0	0
WI	81,376	**
WY	0	0

Notes:

** No answer given.
 AL: Other: District Court.
 AR: This information is not available.
 CO: Unknown.
 FL: During this period, we had an initiative to collect unpaid penalties from previous years.
 GA, NE: Not applicable.
 ME: I am counting as "assessed" the date that we actually reach an agreement. We currently have several cases that have reached agreement, but have not yet paid.
 SC: Wage payment cases.
 TN: Some cases still pending.

5. What is the total amount your state collected for child labor violations in FY 2000?

State	Civil Money Penalties Collected for Child Labor Violations (\$)	Other (\$) Collected
AL*	**	3,000
AK	0	0
AR*	**	**
CA	161,373	**
CO*	**	**
CT	94,050	**
DE	58,883.30	**
FL*	67,214.93	**
GA*	**	**
IL	162,008	**
IN	**	**
IA	0	0
KS	0	0
KY	79,650	**
MA	0	0
ME*	**	58,362.50
MN	8,750	**
MO	89,975	**
MT	0	**
NE*	**	**
NV	0	0
NH	277,260	**
NJ	189,175	**
NM	0	0
NY	166,153	**
ND	**	**
OH	0	**
OK	31,220	**
OR	5,200	**
PA	0	0
SC	39,735	105,165*
SD	0	0
TN*	232,700	**
TX	26,700	**
UT	0	0
VA	66,292.25	**
WA	15,725	**
WV	0	0
WI	81,376	**
WY	0	0

Notes:

** No answer given.

AL: Other: District Court.

AR: This information is not available.

CO: Unknown.

FL: During this period, we had an initiative to collect unpaid penalties from previous years.

GA, NE: Not applicable.

ME: I am counting as "assessed" the date that we actually reach an agreement. We currently have several cases that have reached agreement, but have not yet paid.

SC: Wage payment cases.

TN: Some cases still pending.

Work Permits

6. Does your state require work permits for minors?

Yes: AL, AK, AR, CA* , CT, DE, GA, IL, IN, IA, KS* , ME, MA, MN* , MO* , NE, NV, NH* , NJ, NM, NY, ND, OH, OK, PA, VA, WA* , WV, WI,

No: CO, FL, KY, MT, OR, SC, SD, TN, TX, UT, WY

Notes: CA: Check with state/local school districts.

KS: For 14 or 15 year olds not enrolled in school.

MN: Issued by school district 14 & 15 work during school hours.

MO: Work certificates are required for 14 & 15 year olds to be employed.

NH: Only for 12 to 15 year olds. Written parental permission for 16/17 year olds are required to be kept on file by the employer.

WA: Employer must get permit.

7. If yes, has your state developed an electronic process for 1) applications for work permits; 2) issuance of work permits; or 3) tracking of work permits?

State	Applications	Issuance	Tracking
AL	Yes	No	No
AK	No	No	No
AR	Yes	No	Yes
CA*	No	No	No
CT	No	No	No
DE	No	No	No
GA	No*	No*	No
IL	No	No	Yes
IN	No	No	No
IA	No	No	No
KS	No	No	No
MA	No	No	No
ME	No	No	Yes
MN	**	**	**
MO	No	No	Yes
NE*	No	No	No
NV	Yes	Yes	No
NH	No	No	No
NJ	No	No	No
NM	No	No	No
NY	No	No	No
ND	No	No	No
OH	Yes	Yes	Yes
OK	No	No	No
OR	No	No	No
PA	No	No	No
VA	No	No	No
WA	Yes	Yes	Yes
WV	No	No	No
WI	No	No	No

Notes:

** No answer given.

CA: Issues work permits in the entertainment industry only. No electronic process in place. Working on putting the application for permit on the Web site.

GA: Preparations are being made for electronic application and issuance. System should be operational by January 2002.

NE: Application can be printed off our Web site

General Questions about Entertainment

8. Does your state provide exemptions from the child labor requirements for the employment of minors in the entertainment industry (i.e., motion pictures, live performances, etc.)?

Yes: AL, AK, CA, CO, CT, DE, GA, IL, IN, IA* , KY, ME, MA, MN, MO, MT, NE, NV, NH, NJ, NM* , NY, OH, OK, OR* , SC, SD, TN, TX, UT, VA, WA, WV, WY

No: AR, FL, ND, PA, WI*

Not Applicable: KS*

Notes:

IA: If modeling is included in the entertainment industry.

KS: These minors are not employees under our law KSA 38-614, "...not considered employment..."

NM: We follow the FLSA.

OR: Regulations are not so much "exemptions" as special rules for the industry.

WI: WI has alternative regulations.

Question 8 (continued)

If yes, what are the exemptions?

State	Hours Restrictions	Minimum Age Restrictions	Hazardous Occupation Restrictions	Work Permit Requirements
AL	X	X		X
AK	X	X		
CA	X	X		
CO		X		
CT	X	X		X
DE	X	X		
GA*				X
IL	X*	X		
IN	X	X		X
IA	X*	X		
KY	X	X		
ME	X	X		
MA	X	X		
MN		X		
MO*	X	X		X
MT	X	X	X	
NE	X	X		X
NV		X		
NH*	X	X	X	X
NJ	X	X		X*
NM		X		
NY	X	X		
OH	X	X	X	X
OK	X	X	X	X
OR	X	X		X
SC	X	X	X	X
SD	X	X		
TN	X	X		
UT*	X	X		
VA	X	X		
WA		X		
WV				X
WY	X	X		

Notes:

CA: See Child Labor Pamphlet, chapter 9, Entertainment Industry

GA: Nonprofit organizations only

IL: Limited

IA: Modeling

MO: Hours restrictions waived on request; minimum age restrictions are different from work certificates (0-16 years OK); exemption from state's requirement for work permits applies to time and hours; state differs between work permit (entertainment industry) and work certificates (all other employment) hour and time restrictions are waived for entertainment with certain requirements.

NH: Other restrictions indicated, but not detailed.

NJ: Due to age, but must have Theatrical Permit

UT: Require granting of a variance for a specific project.

9. Does your state require a work permit for youth working in the entertainment industry? Obtained by the youth? Obtained by the employer? If yes, the permit is issued by? If yes, duration permit is valid?

State	Youth	Employer	Permit Issued By	Duration Permit Valid
AL	**	**	**	**
AK	Yes	**	Dept. of Labor	Length of event
AR	Yes	Yes	Dept. of Labor	**
CA	Yes	Yes	Labor Commissioner's Office	6 months (youth); Indeterminate (employer)
CO	No	**	**	**
CT	No	No	**	**
DE	Yes	Yes	Dept. of Labor (youth); Administrator, Office of Labor Law Enforcement	Length of performance (youth); Length of performance and rehearsals (employer)
FL	No	Yes	Dept. of Labor & Employment Security	1 year or production period, whichever is less
GA	**	Yes	Child Labor Section or investigator/auditor	Time of performance
IL	Yes	Yes	Schools or Regional Superintendent of Schools	1 year
IN	No	No	**	**
IA	Yes	No	School Superintendent or IA Workforce Development	Until child changes employers
KS	**	**	**	**
KY	No	No	**	**
ME	Yes	No	Superintendent of Schools	Duration of employment by that business

MA	Yes	No	School	Duration of employment (production) or until 16
MN	No	No	**	**
MO	Yes	No	Division of Labor Standards	1 year
MT	No	No	**	**
NE	**	Yes	Dept. of Labor	**
NV	No	No	**	**
NH	No	No	**	**
NJ	Yes	No*	School district where work performed or by Division of Wage and Hour Compliance	For the same employer and not in excess of 3 months
NM	Yes	Yes	Student Labor Specialist	1 year
NY	Yes	No	CEO of municipality where performance is to be held	Determined by CEO
ND	Yes	Yes	Commissioner of Labor	Life of the job by minor
OH	No	No	**	**
OK	No	No	**	**

Question 9 (continued)

State	Youth	Employer	Permit Issued By	Duration Permit Valid
OR	No	Yes	Bureau of Labor & Industries	Duration of production or employment; annual permit available for multiple short-term engagements
PA	No	Yes	Dept. of Labor & Industry	6 months
SC	No	No	**	**
SD	No	No	**	**
TN	No	**	**	**
TX	Yes	**	**	Until child turns 14
UT	No	Yes	Employment Standards Bureau	For period of specific project (film, play, etc.)
VA	**	Yes	Dept. of Labor & Industry	No expiration
WA	No	Yes	Dept. of Licensing	1 year
WV	No	**	**	**
WI	No	Yes	**	**
WY	No	No	**	**

Notes:

** No answer given.

NJ: An application is completed by the employer describing script for the minor.

10. What is your state agency's definition of employment in entertainment (i.e., **venues** such as motion pictures, stage performances, circuses, etc.; **duration** such as more than 10 performances; **exemptions** such as school or religious performances)?

AL: Alabama requires a release form signed by DOL, Film Office, and parent in cases of singing, acting or performing in any studio or movie set.

AK: "...(7) 'entertainment industry' includes an organization or individual using the services of a child in motion pictures of any type, using any format, by any medium, including film, videotape, commercial documentary, theater, television, or videocassette; modeling; photography; recording; theatrical productions; publicity; rodeos; circuses; musical performances; and any other live or recorded performances or rehearsals where a child performs to entertain the public;..."

AR: No answer.

CA: Defined in Child Labor Booklet: "The entertainment industry is defined as any organization or individual, using the services of any minor in: motion pictures of any type (film, videotape, etc), using any format (theatrical, film, commercial, documentary, television program, etc.), by any medium (theater, television, videocassette, etc.); photography; recording; modeling; theatrical productions; publicity; rodeos; circuses; musical performances; and any other performances where minors perform to entertain the public."

CO: Any minor employed as an actor, model or performer. No further definition included.

CT: We use FLSA definition.

DE: 19 Del. C. §508: Except as provided in subsection (b) of this section (see next paragraph), no child under 16 years of age shall be employed, permitted or suffered to work for compensation of any kind as a model, performer or entertainer upon the stage of any theatre or concert hall or in connection with any theatrical performance or other exhibition or show.

The Department of Labor may issue a permit allowing a child under the age of 16 years to be employed as a model, performer or entertainer for a limited period, when, in its opinion, such permit is justified by the evidence presented to it.

FL: Entertainment: The production of motion pictures, legitimate plays, T.V. shows, still photography, recording, publicity, musicals, and live performances, circuses, and rodeos.

GA: Performance or participation with any motion picture production company, theatrical group or association, broadcasting (radio and television) or photographic modeling agency, whether or not monetary remuneration is provided.

IL: Theatrical and modeling, actors for both live and televised/taped performances.

IN: Singing, playing, or performing in any studio, circus, theatrical, or musical exhibition, concert or festival, in radio and television broadcasts, or as a live photographic model.

IA: We have no specific definition of "employment in entertainment."

KS: No answer.

KY: Motion pictures or theatrical productions, or in radio or television productions – statute does not contain specific language on definitions.

ME: Exemption on hours and minimum age if employed or in training as a theatrical or film actor.

MA: State performances, films, commercials (not still photography or modeling); maximum 2 performances per day. 8 performances per week, only with waiver exemptions: fashion shows minors under 15 if accompanied by parent; education of children in vocal or instrumental music or dancing; exhibition of dancing conducted as part of its graduation exercises by a school furnishing instruction in dancing; participation in a church, chapel, school or school exhibition; participation in any festival concert, or other noncommercial exhibition with written permission of the local licensing authority.

MN: Any minor employed as an actor, model, or performer shall be exempt from the minimum age provisions.

MO: "Entertainment industry", any person, employer, firm or corporation using the services of a child as a performer, extra or in other performing capacity in motion picture productions, television or radio productions, theatrical productions, modeling productions, horse shows, rodeos and musical performances.

MT: Law merely excludes "an actor, model, or performer" from its coverage.

NE: 48-310.01: When the Department of Labor finds it to be in the best interests of the child, the Department of Labor may issue a special permit waiving any requirement or restriction imposed on employment of a child pursuant to sections 48-302 to 48-313 for any child employed as a performer in the performing arts subject to such conditions as the Department of Labor deems necessary. For purposes of this section, performing arts means musical and theatrical presentations and productions, including motion picture, theatre, radio, and television productions. Before any such waiver is issued, the written consent of a parent or a person standing in loco parentis to the child is required. The Department of Labor may charge a fee established by rule and regulation of the Commissioner of Labor for each special permit issued pursuant to this section.

NV: There are no established definitions.

NH: New Hampshire has adopted the "Child Labor Requirements in Nonagricultural Occupations Bulletin No. 101."

NJ: Professional employment means employment for pay as an actor or performer in a theatrical production. Theatrical production means and includes stage, motion picture, and television performances and rehearsals therefore. Prohibited performance means and includes appearances as a rope or wire walker or rider gymnast, wrestler, boxer, contortionist, acrobat, rider of a horse or other animal unless the minor is trained to safely side such horse or animal or rider of any vehicle other than that generally used by a minor of the same age, or appearance in any illegal, indecent or immoral exhibition, practice or theatrical production or in any practice, exhibition or theatrical production dangerous to the life, limb, health or morals of a minor, or appearance or exhibition of any physically deformed or mentally deficient minor. Proposed employment does not exceed two shows or productions in a day or a total of eight shows or productions in any week and not more than 6 days in any week.

NM: We use the definition established by FLSA.

NY: Singing, dancing, playing a musical instrument, acting, rehearsing, performing in a theatrical performance or appearing in a pageant, a subject for use, in or for, or in connection with the

ND: To act or to perform in a theater or place of amusement.

OH: A minor participating in a play, pageant or concert produced by an outdoor historical drama corporation, a professional traveling theatrical production, a professional concert tour, or a personal appearance as a professional motion picture star, in accordance with the rules adopted pursuant to division A of section 4109.05 of the Revised Code. (Exceptions to Coverage)

OK: Not applicable.

OR: "Employment of Minors in the Entertainment Industry" includes engagements as an entertainer or performer in motion pictures, television, radio, still photography, recording, modeling, theatrical appearances, rodeos, musical performances and any other activity wherein minors perform to entertain the public, but do not include appearances in school activities, church pageants or other appearances where minors are not employed as an entertainer or performer. (Performances arising as a result of lessons or classes, for example, are not normally considered to be employment.)

There are two designations of employment in entertainment: "Long Term Employment" means employment lasting or contemplated to last more than five working days; and "Short Term Employment" means employment lasting or contemplated to last five working days or less.

PA: employment of minors seven and under eighteen years of age in theatrical productions, musical recitals or concerts, entertainment acts, modeling, radio, television, motion picture making, or in other similar forms or media of entertainment in Pennsylvania where the performance of such minor is not hazardous to his safety or well-being. A special permit shall not be required under this section for a minor who participates in a nonprofit, educational, theatrical production if there is informed, written consent of a parent or guardian; In addition to any permit authorized by subsection (a), the department shall be authorized to issue special permits for the temporary employment of minors as part of the performing cast in the production of a motion picture, if the department determines that adequate provision has been made for the educational instruction, supervision, health and welfare of the minor.

SC: Employee engaged as an actor or performer in motion pictures, radio or television productions, or theatrical productions

SD: Defined as "employment as actors or performers in motion pictures, theatrical, radio, or television productions."

TN: No.

TX: Section 51.012 authorizes the employment of children under 14 years of age as performers in motion picture or a theatrical, radio or television production. TX Labor Code 817.2 defines a child actor as a child under 14 when employed as an actor or other performer.

UT: No definition.

VA: Drama, play, performance, concert or entertainment; permits are not required for nonprofit dance or music recitals, nor any TV or radio broadcast in which the children are chosen by the station for sustaining non-commercial programs.

WA: Venues.

WV: Not applicable.

Home Schooling

11. Are exemptions or special accommodations given to home schooled minors regarding hours restrictions in employment? Time of day on a school day (i.e., employment during traditional school hours)? Number of hours of work per day/week during a school week?

State	Time of Day	Number of Hours
AL	No	No
AK	No	No
AR	No	**
CA	No	No
CO	No	No
CT	Yes	Yes
DE	**	**
FL	No	No
GA	No	No
IL	No	No
IN	No	No
IA	No	No
KS	No	No
KY	No	No
ME	Yes	No
MA	No	No
MN	Yes	Yes
MO*	Yes	No
MT	No	No
NE	No	No
NV	No	No
NH	No	No
NJ	No	No
NM	No	No
NY	No	No
ND	No	No
OH	Yes	No
OK	No	No
OR	No	No
PA	Yes	No
SC	No	No
SD	No	No
TN	Yes	No
TX	No	No
UT	No	No
VA	No	No
WA*	Yes	Yes
WV	Yes	No
WI	Yes	Yes
WY	No	No

Notes:

** No answer given.

ME: Hours per day same as non-home schooled except student may not work during hours he/she is home schooled.

MO: The time restrictions regarding how late they can work do not apply to minors who are excused from school under the provision of home schooling. Chapter 167, RSMo

WA: Not in regulation – done by “variance” on a case-by-case basis (both time of day and hours)

12. Are home-schooled minors considered “in-school” during the same time of year as other minors residing in the school district? (For example, the district school year is August through May, the break is the last three weeks in December, etc.). If no, please explain.

Yes: AL (14 & 15), AK, AR, CA, CO, FL* , GA, IL, IN, IA, KS, KY, ME, MA, NE, NV* , NH, NJ, NM, NY, ND, OH, OK, OR, PA, SC, SD, TN* , UT, VA, WA (generally)* , WV, WI, WY

No: CT** , MN, MT, TX**

No answer given: DE, MO*

Notes:

** No explanation provided.

FL: Florida does not have a traditional “work permit” and we limit those minors who leave high school (10-12) to the same restrictions in-school youth are limited. We are able to “waiver” the Florida law upon request, when in the best interest of the minor.

MN: Exempt

MO: When required, a school calendar is requested from home school entity; if not supplied, use local school district calendar.

MT: Our law refers to local standards. As long as they put in a bonafide school year, its starting and ending date can differ from the public school year.

NV: There are no regulations or guidelines concerning home schooled minors.

TN: Home school exemption only applies to minors age 16-17.

WA: We follow federal law for school year for 14-and15-year olds. For 16-and 17-year olds, exceptions are made on a case-by-case basis.

FY 2000 Injuries

13. To your knowledge, how many occupational deaths among working minors under age 18 have occurred in your state in FY 2000?

State	# of Deaths
AL	3
AK*	**
AR	**
CA*	**
CO	**
CT	1
DE	0
FL*	**
GA*	**
HI	0
IL	0
IN	3
IA	0
KS	0
KY	1
ME*	**
MA	2
MN	0
MO	0
MT	0
NE	0
NV*	**
NH	0
NJ	1
NM	0
NY	4
NC	**
ND	**
OH	0
OK	0
OR*	**
PA	3
SC	2
SD	0
TN	1
TX	2
UT	0
VA	0
WA	0
WV	0
WI	8
WY	0

Notes:

**No answer.

AK: Unable to track.

CA: There is no updated report available on injuries to minors.

According to the Division of Labor statistics and Research, it will not be available until December 2001 or January 2002.

FL, GA, ME, NV, OR: Unknown.

Question 13 continued

For these deaths, identify the industries (providing a number of deaths among minors in that industry):

Agriculture:

IN: 2
MA: 1 (fish processing)
NY: 1
PA: 1
WI: 2

Retail (grocery; store):

NY: 2

Construction

AL: 1
IN: 1
NJ: 1
PA: 1
SC: 2
TX: 1

Amusement Park or Other Recreational

KY: 1 (golf course)
MA: 1 (golf course/golf cart)

Delivery Driving

TX: 1

Landscaping

CT: 1

Newspaper Delivery

WI: 1

Service Industry (i.e., motel maid, etc.)

PA: 1

Other: Please specify

NY: 1 (warehouse)
TN: 1 (cleaning chemicals out of tanker car; inside tanker car overcome by fumes)
WI: 5 (unknown)

14. Were there any deaths among working minors (under age 18) in your state in FY 2000 due to:

Occupational Violent Crime

Yes: NY

Paper Balers

Yes: NY

Working on an Elevated Surface (above 6 feet off of ground)

Yes: AL, NJ, PA

Forklifts (operating, riding on, etc.)

Yes: MA, NY

Tractors (operating, riding on, etc.)

Yes: PA, NY, WI

Working Illegally (in prohibited occupation or with prohibited task)

Yes: AL, IN, KY, MA, NJ, NY, PA, SC, TX, WI

All Categories

No: CT, DE, IL, IA, MO, NM, ND, OH, SD, TN, VA, WY

No Answer: AK, AR, CA, KS, ME, MN, MT, NE, NH, OK, OR, UT, WA, WV

Unknown: CO, FL, GA, NV

ILO Convention 182

In 1999, the U.S. ratified International Labor Organization Convention 182 concerning the prohibition and immediate action for the elimination of the worst forms of child labor (i.e., slavery, forced labor, trafficking, prostitution, pornography, drug trafficking, and work that is likely to jeopardize the health, safety, or morals of children).

15. Has your state agency discussed its compliance with ILO Convention 182? If yes, explain.

Yes: DE* *, NJ* *

No: AL, AK, CA* , CT, IL, IN, IA, KS, KY, ME, MA, MT, NV, NM, ND, OH, OK* , SC, SD, TN, TX, UT, VA, WA, WV, WI,

Unknown: CO, FL, GA, MN, MO, NE, NH, NY, OR, PA, WY

No response: AR

Notes: * * No explanation.

CA: California is already in compliance.

OK: ILO 182 Article 1,3,6,7 copy on file

16. In regard to child labor laws/regulations, have there been any changes made in order to comply with ILO Convention 182? If yes, explain.

Yes: MO* , NJ*

No: AL, AK, CA, CO, CT, DE, FL, GA, IL, IN, IA, KS, KY, ME, MA, MT, NV, NH, NM, NY, ND, OK, SC, SD, TN, UT, VA, WA, WV* , WI,

Unknown: MN, NE, OR, PA, TX, WY

No response: AR, OH

Notes:

MO: Governor Bob Holden has created a MO Adolescent and Youth Services Committee

NJ: Increased enforcement in apparel industry and more cooperative efforts with USDOL and neighboring states of New York and Pennsylvania

WV: We are currently in the process of proposing legislative changes in our Child Labor Laws for the 2002 session.

FY 2000 Legislation & Regulation

17. Were changes made to your child labor laws/regulations in FY 2000?

State	Legislation	Regulation
AL	Yes	**
AK	No	No
AR	No	No
CA	Yes	Yes
CO	Yes	**
CT	Yes	**
DE	No	No
FL	No	No
GA	No	No
IL	No	No
IN	Yes	No
IA	No	No
KS	No	No
KY	No	No
ME	Yes	Yes
MA	No	No
MN	Yes	**
MO	No	No
MT	No	No
NE	No	No
NV	Yes	No
NH	No	No
NJ	Yes	No
NM	No	No
NY	No	No
ND	No	No
OH	No	No
OK	No	No
OR	Yes	Yes
PA	Yes	No
SC	No	No
SD	No	No
TN	Yes	**
TX	Yes	Yes
UT	No	No
VA	No	No
WA	No	No
WV*	No	No
WI	**	Yes
WY	No	No

Notes:

** No answer

WV: We are currently in the process of proposing legislative changes in our child labor laws for the 2002 session.

18. Were any changes made in hours regulations in your state during FY 2000? If yes, were they relaxed or made more stringent?

State	Hours Regulation Changes?	Relaxed or More Stringent?
AL	Yes	18 year olds enrolled in school must be off work at 10 p.m.
AK	No	
AR	No	
CA	No	
CO	No	
CT	Yes	Relaxed for 15 year olds to work in grocery stores on Saturdays for 8 hours during the school year
DE	No	
FL	No	
GA	No	
IL	No	
IN	Yes	Work break law now applies to those under 18
IA	No	
KS	No	
KY	No	
ME	No	
MA	No	
MN	No	
MO	No	
MT	No	
NE	No	
NV	No	
NH	No	
NJ	No	
NM	No	
NY	No	
ND	No	
OH	No	
OK	No	
OR	Yes	"Relaxed" in some cases where minor(s) employed by parent(s)
PA	No	
SC	No	
SD	No	
TN	No	
TX	No	
UT	No	
VA	No	
WA	No	
WV	No	
WI	Yes	Permitted employment in schools 1 hr. per day or 5 per week
WY	No	

19. Were there changes to your state child labor law related to coverage for children working in agriculture? In FY 2000? Expected in FY 2001?

FY 2000

No: All states

FY 2001

Yes: NE expects stricter detasseling laws (hours and supervision changes).

No: All other states

20. 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	907-451-2886; 907-465-4892; 907-269-4900
AR	501-682-9093, -4505, -4501
CA	Northern CA: 707-576-2362 Southern CA: 213-897-9856
CO	303-318-8441
CT	860-263-6791
DE	302-761-8200; 302-422-1134
FL	1-800-226-2536 in state calls only
GA	404-656-3613
IL	1-800-645-5784
IN	1-888-TEENWORK
IA	515-281-8493; 515-242-5869
KS	785-296-4062
KY	502-564-3070
ME	207-624-6400
MA	617-727-3465
MN	651-284-5005
MO	1-800-475-2130
MT	406-444-5600
NE	State: 402-595-3095 Federal: 402-221-4682
NV	702-486-2650
NH	1-800-272-4353 in state calls only 603-271-1492, -6294, -3179, or -2597 (voice mail)
NJ	609-292-8228
NM	505-827-6830
NY	**
ND	701-328-2660
OH	614-644-2450
OK	1-888-269-5353
OR	503-731-4074
PA	1-800-932-0665
SC	803-734-4359
SD	605-773-3682
TN	615-741-2858
TX	1-800-832-9243
UT	801-530-6801; 1-800-222-1238
VA	804-786-2386
WA	360-902-5316
WV	304-558-7890
WI	608-266-6861
WY	307-777-7261

Notes: ** No answer given.

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	
AR	X	X	X	
CA	X		X	X*
CO	X	X	X	
CT	X	X	X	X*
DE	X	X	X	X
FL	X	X	X	
GA	X	X	X	X
IL	X	X	X	X
IN	X	X	X	X
IA	X	X	X	X
KS	X			
KY	X	X	X	X
ME	X		X	X

MA	X	X	X	X
MN	X	X	X	X
MO*	X	X	X	X
MT	X	X		X
NE	X	X	X	X
NV	X	X		
NH	X	X	X	X
NJ	X	X	X	X
NM*	X	X	X	X
NY	X	X	X	X
ND	X			
OH	X			
OK*	X	X		X*
OR	X	X	X*	
PA	X	X		X
SC	X	X	X	
SD	X			
TN	X	X	X	X
TX	X	X	X	X
UT				
VA	X	X	X	
WA	X			X*
WV	X	X	X	X
WI	X			
WY	X	X	X	X

Notes:

CA: Except if the matter goes to litigation, then identity may be disclosed.

CT: Unless FOI is received or name is required because the complaint is specific to an individual.

MO: To the extent law allows.

NM: For written and telephone complaints, visit job site; for anonymous complaints, send a letter; will protect privacy if the complaint is not a wage claim.

OK: Priority given to cases where there is an immediate need to investigate (i.e., hazardous); privacy not guaranteed.

OR: If prohibited/hazardous occupation reported.

WA: When possible.