

ASSEMBLY, No. 1969

STATE OF NEW JERSEY

220th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2022 SESSION

Sponsored by:

Assemblyman RAJ MUKHERJI

District 33 (Hudson)

Assemblywoman SHAVONDA E. SUMTER

District 35 (Bergen and Passaic)

Assemblyman JOSEPH V. EGAN

District 17 (Middlesex and Somerset)

Co-Sponsored by:

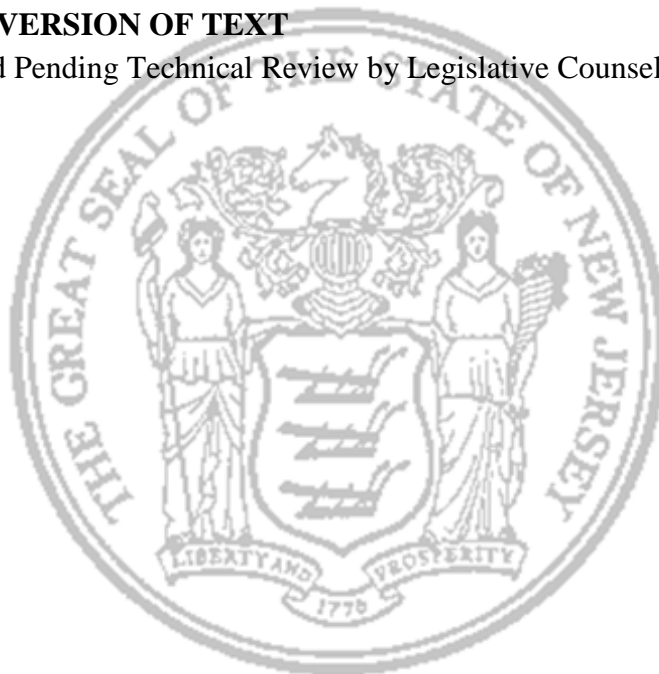
**Assemblywoman Lopez, Assemblyman Stanley, Assemblywoman
Timberlake and Assemblyman Wimberly**

SYNOPSIS

Allows minors to serve as election workers between 5:30 a.m. and 9:00 p.m.
on election days.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



(Sponsorship Updated As Of: 3/21/2022)

A1969 MUKHERJI, SUMTER

2

1 AN ACT allowing minors to serve as election workers and amending
2 P.L.1940, c.153.

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6

7 1. Section 3 of P.L.1940, c.153 (C.34:2-21.3) is amended to read
8 as follows:

9 3. Except as provided in section 15 of P.L.1940, c.153 (C.34:2-
10 21.15) and except for domestic service or messengers employed by
11 communications companies subject to the supervision and control of
12 the Federal Communications Commission, no minor under 18 years of
13 age shall be employed, permitted, or suffered to work in, about, or in
14 connection with any gainful occupation more than six consecutive
15 days in any one week, or more than 40 hours in any one week, or more
16 than eight hours in any one day, nor shall any minor under 16 years of
17 age be so employed, permitted, or suffered to work before 7 a.m. or
18 after 7 p.m. of any day, except a minor who is 14 or 15 years of age
19 may work in a restaurant, supermarket or other retail establishment, or
20 in any occupation not prohibited by the provisions of this act,
21 P.L.1940, c.153 (C.34:2-21.1 et seq.) or by regulations promulgated by
22 the commissioner pursuant to this act, P.L.1940, c.153 (C.34:2-21.1 et
23 seq.), during the period beginning on the last day of a minor's school
24 year and ending on Labor Day of each year until 9 p.m. of any day
25 with written permission from a parent or legal guardian, and except a
26 minor who is 14 or 15 years of age may be employed as a little league
27 umpire for little leagues chartered by Little League Baseball,
28 Incorporated, until 9 p.m. of any day with written permission from a
29 parent or legal guardian; nor shall any minor between 16 and 18 years
30 of age be so employed, permitted, or suffered to work before 6 a.m. or
31 after 11 p.m. of any day; provided that minors between 16 and 18
32 years of age may be employed after 11 p.m. during any regular
33 vacation season, and on days which do not precede a regularly
34 scheduled school day, with a special written permit from their parents
35 or legal guardian stating the hours they are permitted to work;
36 provided that minors between 16 and 18 years of age may be
37 employed in a seasonal amusement or restaurant occupation after 11
38 p.m. and following 12:01 a.m. of the next day, if that employment is a
39 continuation of a workday which began before 11 p.m., either during
40 any regular school vacation season, or on workdays which do not
41 begin on a day which precedes a regularly scheduled school day, with
42 a special written permit from their parents or legal guardian stating the
43 hours they are permitted to work, except that in no case shall minors
44 between 16 and 18 years of age be employed after 3 a.m. or before 6
45 a.m. on a day which precedes a regularly scheduled school

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is
not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

1 day; provided, further, that minors may be employed in a concert or a
2 theatrical performance up to 11:30 p.m.; provided, further, that minors
3 between 16 and 18 years of age may serve at an election pursuant to
4 R.S.19:6-2, between the hours of 5:30 a.m. and 9:00 p.m. on a day that
5 the election is held; and provided, further, that minors not less than 16
6 years of age and who are attending school may be employed as
7 pinsetters, lane attendants, or busboys in public bowling alleys up to
8 11:30 p.m., but may not be so employed during the school term
9 without a special written permit from the superintendent of schools or
10 the supervising principal, as the case may be, which permit shall state
11 that the minor has undergone a complete physical examination by the
12 medical inspector, and, in the opinion of the superintendent or
13 supervising principal, may be so employed, without injury to health or
14 interference with progress in school, such special permits to be good
15 for a period of three months only and are revocable in the discretion of
16 the superintendent or supervising principal. Such permit may not be
17 renewed until satisfactory evidence has been submitted to the
18 superintendent or supervising principal showing that the minor has had
19 a physical examination and the minor's health is not being injured by
20 said work; and provided, further, that minors between 16 and 18 years
21 of age may not be employed after 10 p.m. during the regular school
22 vacation seasons in or for a factory or in any occupation otherwise
23 prohibited by law or by order or regulation made in pursuance of law.
24 The hours of work of minors under 16 employed outside school hours
25 shall not exceed three hours in any one day when school is in session
26 and shall not exceed in any one week when school is in session the
27 maximum number of hours permitted for that period under the federal
28 "Fair Labor Standards Act of 1938," 29 U.S.C.s.201 et seq., and
29 regulations promulgated pursuant to that federal act.

30 This section is not applicable to the employment of a minor
31 between 16 and 18 years of age during the months of June, July,
32 August or September by a summer resident camp, conference or
33 retreat operated by a nonprofit or religious corporation or association,
34 unless the employment is primarily general maintenance work or food
35 service activities.

36 (cf: P.L.1998, c.138, s.1)

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38 2. This act shall take effect immediately.

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STATEMENT

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43 This bill amends existing law to permit minors between the ages of
44 16 and 18 to be employed as election workers, pursuant to R.S.19:6-2,
45 between the hours of 5:30 a.m. and 9:00 p.m. on a day that an election
46 is held.