

CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 418 (FINANCE)

IN THE LEGISLATURE OF THE STATE OF ALASKA

SEVENTEENTH LEGISLATURE - SECOND SESSION

BY THE HOUSE FINANCE COMMITTEE

Offered: 2/26/92

Referred: Rules

Sponsor(s): REPRESENTATIVES MACLEAN, Koponen

A BILL

FOR AN ACT ENTITLED

1 "An Act permitting the employment of certain minors in the entertainment industry;
2 requiring employers to provide certain employees who are minors with a break from
3 work."

4 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

5 * **Section 1.** AS 23.10.335 is amended to read:

6 Sec. 23.10.335. EMPLOYMENT OF CHILDREN UNDER 14. A minor under 14 years
7 of age may not be employed or allowed to work in an occupation outside school hours except
8 in

9 **(1)** domestic employment, baby-sitting, and handiwork in and about private
10 homes;

11 **(2)** newspaper delivery or sales;

12 **(3) employment as a performer in the entertainment industry;** or

13 **(4)** canneries in warehouse work casing cans under competent supervision.

14 * **Sec. 2.** AS 23.10.350 is amended by adding new subsections to read:

1 (c) A person under 18 years of age who is scheduled to work for six consecutive hours
2 or more is entitled to a break of at least 30 minutes during the course of the work shift. The
3 break required by this subsection may be scheduled at the convenience of the employer but must
4 occur after the first hour and a half of work and before the beginning of the last hour of work.
5 A person under 18 years of age who works for five consecutive hours without a break is entitled
6 to a break of at least 30 minutes before continuing to work. This subsection may be modified
7 by the terms of a collective bargaining agreement that covers the employment of the person under
8 18.

9 (d) Notwithstanding AS 23.10.055(11), failure to provide the unpaid break periods
10 required by (c) of this section creates a minimum wage liability under AS 23.10.065 for the break
11 that the employee did not receive or received late. A claim for minimum wage in lieu of the
12 unpaid break is enforceable under AS 23.10.110.