



PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1093 be amended to read as follows:

- 1 Delete pages 3 through 4.
- 2 Page 5, delete lines 1 through 22, begin a new paragraph and insert:
- 3 "SECTION 4. IC 22-2-18.1-16, AS ADDED BY P.L.147-2020,
- 4 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 5 JULY 1, 2024]: Sec. 16. (a) Except as provided in ~~subsection~~
- 6 **subsections (b) and (c)**, sections 17 through 22 of this chapter apply
- 7 only to the employment of a minor who is less than eighteen (18) years
- 8 of age.
- 9 (b) Sections 17 through 22 of this chapter do not apply to the
- 10 following:
- 11 (1) A minor who is at least fourteen (14) years of age but less than
- 12 eighteen (18) years of age who:
- 13 (A) performs:
- 14 (i) farm labor; or
- 15 (ii) domestic service; ~~or~~
- 16 (B) acts as a
- 17 (i) caddie for a person playing the game of golf; or
- 18 (ii) ~~newspaper carrier.~~
- 19 **(C) is employed to perform sports-attending services at**
- 20 **professional sporting events as set forth in 29 CFR**
- 21 **570.35(c)(2).**

- 1 (2) A minor who is:
- 2 (A) at least twelve (12) years of age but less than eighteen (18)
- 3 years of age; and
- 4 (B) employed or works as a youth athletic program referee,
- 5 umpire, or official under section 13 of this chapter.
- 6 (3) A minor less than eighteen (18) years of age who
- 7 ~~(A) works as an actor or performer if the provisions of section~~
- 8 ~~14 of this chapter are met; or~~
- 9 ~~(B) has graduated from high school.~~

10 **(c) Sections 12(b), 17(2)(A), 17(2)(B), and 22 of this chapter do**
 11 **not apply to a minor who is at least fourteen (14) years of age but**
 12 **less than sixteen (16) years of age:**

- 13 **(1) who has completed grade 8;**
- 14 **(2) who is excused from the compulsory school attendance**
 15 **requirements due to a sincerely held religious belief; and**
- 16 **(3) whose parent submits a statement in accordance with**
 17 **subsection (d).**

18 **(d) To qualify for an exemption under subsection (c), the**
 19 **minor's parent must submit to the minor's current or prospective**
 20 **employer:**

- 21 **(1) a signed statement from the parent declaring that the**
 22 **minor has been excused from the compulsory school**
 23 **attendance requirements; and**
- 24 **(2) proof supporting the statement made under subdivision**
 25 **(1)."**

26 Page 5, delete lines 35 through 42.

27 Delete page 6.

28 Page 7, delete lines 1 through 3, begin a new paragraph and insert:
 29 "SECTION 13. IC 22-2-18.1-30, AS ADDED BY P.L.147-2020,
 30 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 31 JULY 1, 2024]: Sec. 30. (a) An employer that violates this chapter may
 32 be assessed the civil penalties described in this section by the
 33 department.

34 (b) For an hour violation of not more than thirty (30) minutes under
 35 sections 17 through 20 of this chapter, a violation of section 18(4) of
 36 this chapter, or a posting violation under section 22 of this chapter the
 37 civil penalties are as follows:

- 38 (1) A warning letter for any violations identified during an initial
 39 inspection.
- 40 (2) Fifty dollars (\$50) per instance for a second violation
 41 identified in a subsequent inspection.
- 42 (3) Seventy-five dollars (\$75) per instance for a third violation
 43 that is identified in a subsequent inspection.
- 44 (4) One hundred dollars (\$100) per instance for a fourth or
 45 subsequent violation that is identified in an inspection subsequent
 46 to the inspection under subdivision (3) and that occurs not more

1 than two (2) years after a prior violation.
2 (c) For a failure to register or failure to register the correct number
3 of minors employed under section 26 of this chapter, an hour violation
4 of more than thirty (30) minutes under sections 17 through 20 of this
5 chapter, an age violation under section 12 ~~or 14~~ of this chapter, each
6 minor employed in violation of section 12(b) of this chapter, or a
7 hazardous occupation violation under section 23 or 23.5 of this chapter
8 the civil penalties are as follows:
9 (1) A warning letter for any violations identified during an initial
10 inspection.
11 (2) One hundred dollars (\$100) per instance for each violation
12 identified in a subsequent inspection.
13 (3) Two hundred dollars (\$200) per instance for a third violation
14 that is identified in a subsequent inspection.
15 (4) Four hundred dollars (\$400) per instance for a fourth or
16 subsequent violation that is identified in an inspection subsequent
17 to the inspection under subdivision (3) and that occurs not more
18 than two (2) years after a prior violation."
19 Renumber all SECTIONS consecutively.
(Reference is to HB 1093 as printed January 18, 2024.)

Representative Garcia Wilburn