

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013

FILED SENATE
Apr 2, 2013
S.B. 707
PRINCIPAL CLERK

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SENATE DRS85192-LR-26D (01/04)

Short Title: Family Farms/Child Labor Amendment. (Public)

Sponsors: Senators McKissick and Kinnaird (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROTECT CHILDREN FROM INJURY AND DEATH AT AGRICULTURAL
3 ESTABLISHMENTS AND TO PRESERVE THE TRADITIONAL ROLE OF
4 EMPLOYMENT ON THE FAMILY FARM.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 95-25.5 is amended by adding a new subsection to read:

7 "(o) Notwithstanding any other provision of this Article, no youth under 14 years of age
8 may be employed in agriculture, unless the youth is employed by the youth's parent (including
9 stepparent), guardian, grandparent, sibling, aunt, uncle, or a person standing in loco parentis, on
10 a farm owned or operated by that relative or person. Further, the written permission of a parent
11 or guardian is required if the youth is working on a farm owned or operated by any relative
12 other than the youth's parent."

13 **SECTION 2.** G.S. 95-25.14(a)(2) reads as rewritten:

14 "(2) Any person employed in agriculture, as defined under the Fair Labor
15 Standards Act, ~~Act~~, including, but not limited to, a person employed by the
16 person's parent (including stepparent), guardian, grandparent, sibling, aunt,
17 uncle, or a person standing in loco parentis on a farm owned or operated by
18 that relative or person. This exception applies only (i) to a person 14 years of
19 age or older and (ii) to a youth under 14 years of age employed on a farm
20 owned or operated by the youth's parent, guardian, grandparent, sibling,
21 aunt, uncle, or person standing in loco parentis; provided, that the written
22 permission of a parent or guardian is required if the youth is working on a
23 farm owned or operated by any relative other than the youth's parent;"

24 **SECTION 3.** This act is effective when it becomes law.



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