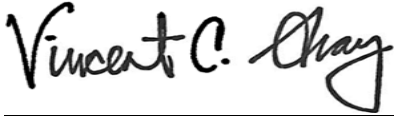


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Councilmember Elissa Silverman



Councilmember David Grosso

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Councilmember Vincent C. Gray

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A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

11 To amend The District of Columbia Employment of Minors Act to require the Department of
12 Employment Service to assume responsibility for functions related to work permits, to
13 require the Department of Employment Service to establish and maintain an online
14 application system for parents, guardians, and students to apply for work permits; and to
15 require the Department of Employment Services to establish and maintain an agency
16 level work permit tracking system.

17
18 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this
19 act may be cited as the “Employment of Minors Amendment Act of 2020”.

20 Sec. 2. The District of Columbia Employment of Minors Amendment Act, approved May
21 29, 1928 (45 Stat. 998; D.C. Official Code § 32-201 *et seq.*), is amended as follows:

22 (a) Section 3 (D.C. Official Code § 32-203) is amended by striking the phrase “Board of
23 Education of the District of Columbia and the said board” and inserting the phrase “Mayor of the
24 District of Columbia, and the Mayor” in its place.

25 (b) Section 4(b) (D.C. Official Code § 32-204(b)) is amended by striking the phrase
26 “Board of Education” and inserting the word “Mayor” in its place.

27 (b) Section 6 (D.C. Official Code § 32-206) is amended as follows:

28 (1) Subsection (a) is amended by striking the phrase “Board of Education” and
29 inserting the phrase “Department of Employment Services” in its place.

30 (2) Subsection (b) is amended as follows:

31 (A) Strike the phrase “Board of Education” wherever it appears and insert
32 the phrase “Department of Employment Services” in its place.

33 (B) Strike the phrase “if the Board is satisfied” and insert the phrase “if
34 satisfied” in its place.

35 (c) Section 7 (D.C. Official Code § 32-207) is amended as follows:

36 (1) Strike the phrase “except in agricultural work or housework as specified in
37 section 1 of this Act” and insert the phrase “except in agricultural work or housework as
38 specified in section 1, or pursuant to a theatrical permit issued pursuant to section 6” in its place.

39 (2) Strike the phrase “work or vacation permit” and insert the phrase “work
40 permit” in its place.

41 (d) Section 8 (D.C. Official Code § 32-208) is amended as follows:

42 (1) Strike the phrase “work or vacation permit” both times it appears and insert
43 the phrase “work permit” in its place.

44 (2) Strike the phrase “Board of Education” and insert the phrase “Department of
45 Employment Services” in its place.

46 (3) Strike the phrase “shall be signed by the person issuing it” and insert the
47 phrase “shall be signed by the Department of Employment Services” in its place.

48 (4) Strike the phrase “The Board shall maintain” and insert the phrase “The
49 Department of Employment Services” in its place.

50 (e) A new section 8a is added to read as follows:

51 “Sec. 8a. Establishment of work and theatrical permit tracking system.

52 “(a) The Department of Employment Services shall establish and regularly update an
53 agency-level system to track all work and theatrical permits issued pursuant to sections 6 and 8
54 by school and grade level for the purposes of employment data collection.”

55 (f) Section 9 (D.C. Official Code § 32-209) is amended as follows:

56 (1) The lead-in language is amended to read as follows:

57 “The Director of the Department of Employment Services shall issue a work
58 permit upon submission of an online application, and upon submission and approval by the
59 Director of the following:”

60 (2) Paragraph (3) is repealed.

61 (3) Paragraph (4) is amended as follows:

62 (A) Strike the phrase “public, private” and insert the phrase “public, public
63 charter, private” in its place.

64 (B) Strike the phrase “public school, or” and insert the phrase “public or
65 public charter school, or” in its place.

66 (C) Strike the phrase “Board of Education” and insert the phrase “Office
67 of the State Superintendent for Education” in its place.

68 (g) A new section 9a is added to read as follows:

69 “Sec. 9a. Establishment of an online application system.

70 “(a) The Department of Employment Services shall establish and maintain an online
71 application system for parents, guardians, and students to apply for work and theatrical permits
72 issued pursuant to sections 6 and 9.

73 “(b) Minors may apply for a work or theatrical permit online and print them off to be

74 signed by the minor, parent or guardian, and the employer from which the minor has received a
75 job offer.

76 “(c) The minor’s employer shall keep the original copy of the signed permit for the
77 employer’s records and provide the minor with a copy for their record.

78 “(d) The parent or guardian’s signature will act as their consent to allow the minor to
79 work.

80 “(e) All applications submitted through the online application system shall be entered into
81 a tracking system established by the Department of Employment Services.

82 “(f) Upon request of a minor, parent or guardian, the Department of Employment
83 Services shall provide a copy of the approved permit for presentation to the minor’s school, if
84 necessary.

85 (h) Section 10(4) (D.C. Official Code § 32-210(4)) is amended by striking the phrase
86 “Board of Education” and inserting the phrase “Director of the Department of Employment
87 Services” in its place.

88 (i) Section 11 (D.C. Official Code § 32-211) is repealed.

89 (j) Section 12 (D.C. Official Code § 32-212) is amended by striking the phrase “work or
90 vacation permit” and inserting the phrase “work permit” in its place.

91 (k) Section 13(a) (D.C. Official Code § 32-213(a)) is amended as follows:

92 (1) Paragraph (1) is amended by striking the phrase “Board of Education” and
93 inserting the word “Mayor” in its place.

94 (2) Paragraph (2) is amended by striking the phrase “Board of Education” and
95 inserting the phrase “Department of Employment Services” in its place.

96 (l) Section 14 (D.C. Official Code § 32-214) is amended as follows:

97 (1) Strike the phrase “Board of Education” both times it appears and insert the
98 phrase “Department of Employment Services” in its place.

99 (2) Strike the phrase “work or vacation permits” and insert the phrase “work
100 permits” in its place.

101 (m) Section 16 (D.C. Official Code § 32-216) is repealed.

102 (n) Section 17 (D.C. Official Code § 32-217) is repealed.

103 (o) Section 18 (D.C. Official Code § 32-218) is repealed.

104 (p) Section 19 (D.C. Official Code § 32-219) is amended as follows:

105 (1) Strike the phrase “Board of Education” both times it appears and insert the
106 phrase “Department of Employment Services (“Department”)” in its place.

107 (2) Strike the phrase “by the Board” and insert the phrase “by the Department” in
108 its place.

109 (3) Strike the phrase “badge or work permit” wherever it appears and insert the
110 phrase “work permit” in its place.

111 (4) Strike the phrase “sections 15 through 21” and insert the phrase “section 15”
112 in its place.

113 (5) Strike the phrase “as the Board” and insert the phrase “as the Department” in
114 its place.

115 (6) Strike the phrase “the Board shall” and insert the phrase “the Department
116 shall” in its place.

117 (7) Strike the phrase “to the Board” and insert the phrase “to the Department” in
118 its place.

119 (8) Strike the phrase “without a badge” and insert the phrase “without a work

120 permit” in its place.

121 (9) Strike the phrase “the badge” and insert the phrase “the work permit” in its
122 place.

123 (q) Section 20 (D.C. Official Code § 32-220) is amended as follows:

124 (1) Strike the phrase “Any person who either personally or as agent of any other
125 person, or of any firm, corporation, or company, furnishes or sells or offers for sale to any minor
126 under 16 any article of any description to be used for the purpose of sale or distribution in any
127 public place shall first ascertain that said minor wears the badge issued by the Board of
128 Education in plain sight as herein provided, and if said minor has no badge, no article shall be
129 furnished or sold to the minor. Any person who fails to comply with the foregoing provision, or
130 who furnishes or sells or offers for sale” and insert the phrase “Any person who furnishes or sells
131 or offers for sale” in its place.

132 (2) Strike the phrase “sections 15 through 20” and insert the phrase “section 15”
133 in its place.

134 (r) Section 22 (D.C. Official Code § 32-222) is amended as follows:

135 (1) Strike the phrase “Board of Education” and insert the phrase “Mayor” in its
136 place.

137 (2) Strike the phrase “Corporation Counsel” and insert the phrase “Attorney
138 General” in its place.

139 (s) Section 25 (D.C. Official Code § 32-224) is amended as follows:

140 (1) Strike the phrase “Board of Education of the District of Columbia” and insert
141 the phrase “Mayor” in its place.

142 (2) Strike the phrase “Board of Education” and insert the phrase “Department of

143 Employment Services (“Department”)” in its place.

144 (3) Strike the phrase “the Board” and insert the phrase “the Department” in its
145 place.

146 Sec. 3. Fiscal impact statement.

147 The Council adopts the fiscal impact statement in the committee report as the fiscal
148 impact statement required by section 4a of the General Legislative Procedures Act of 1975,
149 approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

150 Section 4. Effective date.

151 This act shall take effect following approval by the Mayor (or in the event of veto by the
152 Mayor, action by the Council to override the veto), a 30-day period of congressional review as
153 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December
154 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of
155 Columbia Register.