

116TH CONGRESS
1ST SESSION

H. R. 1785

To amend the Fair Labor Standards Act of 1938 to exempt certain 16- and 17-year-old individuals employed in timber harvesting entities or mechanized timber harvesting entities from child labor laws, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 14, 2019

Mr. GOLDEN (for himself and Mr. THOMPSON of Pennsylvania) introduced the following bill; which was referred to the Committee on Education and Labor

A BILL

To amend the Fair Labor Standards Act of 1938 to exempt certain 16- and 17-year-old individuals employed in timber harvesting entities or mechanized timber harvesting entities from child labor laws, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Future in Logging Ca-
5 reers Act”.

1 **SEC. 2. CHILD LABOR LAW EXEMPTIONS FOR TIMBER HAR-**
2 **VESTING ENTITIES AND MECHANIZED TIM-**
3 **BER HARVESTING ENTITIES.**

4 The Fair Labor Standards Act of 1938 (29 U.S.C.
5 201 et seq.) is amended—

6 (1) in section 3 (29 U.S.C. 203), by adding at
7 the end the following:

8 “(z)(1) ‘Timber harvesting employer’ means an em-
9 ployer engaged in—

10 “(A) the felling, skidding, yarding, loading
11 and processing of timber by equipment other
12 than manually operated chainsaws and cable
13 skidders;

14 “(B) the felling of timber in mechanized
15 operations;

16 “(C) the bucking or converting of timber
17 into logs, poles, ties, bolts, pulpwood, chemical
18 wood, excelsior wood, cordwood, fence posts, or
19 similar products;

20 “(D) the collecting, skidding, yarding,
21 loading, transporting and unloading of such
22 products in connection with logging;

23 “(E) the constructing, repairing and main-
24 taining of roads or camps used in connection
25 with logging; the constructing, repairing, and

1 maintenance of machinery or equipment used in
2 logging; and

3 “(F) other work performed in connection
4 with logging.

5 “(2) ‘Mechanized timber harvesting employer’—

6 “(A) means an employer engaged in the felling,
7 skidding, yarding, loading and processing of timber
8 by equipment other than manually operated chain-
9 saws and cable skidders; and

10 “(B) includes an employer engaged in the use
11 of whole tree processors, cut-to-length processors,
12 stroke boom delimiters, wheeled and track feller-
13 bunchers, pull thru delimiters, wheeled and track
14 forwarders, chippers, grinders, mechanical debark-
15 ers, wheeled and track grapple skidders, yarders,
16 bulldozers, excavators, and log loaders.”; and

17 (2) in section 13 (29 U.S.C. 213), by adding at
18 the end the following:

19 “(k) The provisions of section 12 relating to child
20 labor shall not apply to an employee between the ages six-
21 teen and eighteen years who is employed—

22 “(1) in an occupation that the Secretary of
23 Labor finds to be particularly hazardous for the em-
24 ployment of children between the ages of sixteen and
25 eighteen years;

1 “(2) by a person who is a parent, or standing
2 in the place of a parent, of such employee; and

3 “(3) by a timber harvesting employer or a
4 mechanized timber harvesting employer, owned or
5 operated by such person.”.

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