

**ASSEMBLY, No. 1969**

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**STATE OF NEW JERSEY**

**220th LEGISLATURE**

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PRE-FILED FOR INTRODUCTION IN THE 2022 SESSION

**Sponsored by:**

**Assemblyman RAJ MUKHERJI**

**District 33 (Hudson)**

**Assemblywoman SHAVONDA E. SUMTER**

**District 35 (Bergen and Passaic)**

**Assemblyman JOSEPH V. EGAN**

**District 17 (Middlesex and Somerset)**

**Senator PATRICK J. DIEGNAN, JR.**

**District 18 (Middlesex)**

**Senator LINDA R. GREENSTEIN**

**District 14 (Mercer and Middlesex)**

**Co-Sponsored by:**

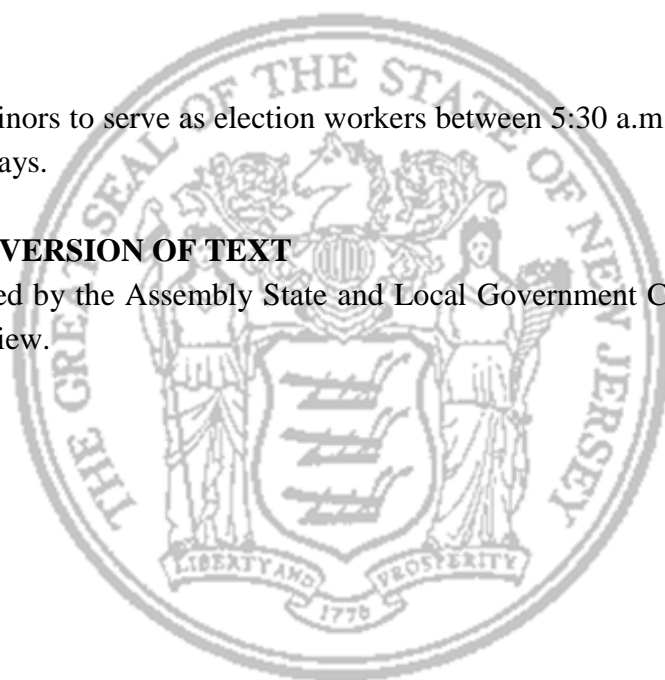
**Assemblywoman Lopez, Assemblyman Stanley, Assemblywoman Timberlake, Assemblyman Wimberly, Assemblywomen Jasey, McKnight, Jimenez and Senator Turner**

**SYNOPSIS**

Allows minors to serve as election workers between 5:30 a.m. and 9:00 p.m. on election days.

**CURRENT VERSION OF TEXT**

As reported by the Assembly State and Local Government Committee with technical review.



**(Sponsorship Updated As Of: 6/29/2022)**

A1969 MUKHERJI, SUMTER

2

1 AN ACT allowing minors to serve as election workers and amending  
2 P.L.1940, c.153.

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State  
5 of New Jersey:

6

7 1. Section 3 of P.L.1940, c.153 (C.34:2-21.3) is amended to read  
8 as follows:

9 3. Except as provided in section 15 of P.L.1940, c.153 (C.34:2-  
10 21.15) and except for domestic service or messengers employed by  
11 communications companies subject to the supervision and control of  
12 the Federal Communications Commission, no minor under 18 years of  
13 age shall be employed, permitted, or suffered to work in, about, or in  
14 connection with any gainful occupation more than six consecutive  
15 days in any one week, or more than 40 hours in any one week, or more  
16 than eight hours in any one day, nor shall any minor under 16 years of  
17 age be so employed, permitted, or suffered to work before 7 a.m. or  
18 after 7 p.m. of any day, except a minor who is 14 or 15 years of age  
19 may work in a restaurant, supermarket or other retail establishment, or  
20 in any occupation not prohibited by the provisions of this act,  
21 P.L.1940, c.153 (C.34:2-21.1 et seq.) or by regulations promulgated by  
22 the commissioner pursuant to this act, P.L.1940, c.153 (C.34:2-21.1 et  
23 seq.), during the period beginning on the last day of a minor's school  
24 year and ending on Labor Day of each year until 9 p.m. of any day  
25 with written permission from a parent or legal guardian, and except a  
26 minor who is 14 or 15 years of age may be employed as a little league  
27 umpire for little leagues chartered by Little League Baseball,  
28 Incorporated, until 9 p.m. of any day with written permission from a  
29 parent or legal guardian; nor shall any minor between 16 and 18 years  
30 of age be so employed, permitted, or suffered to work before 6 a.m. or  
31 after 11 p.m. of any day; provided that minors between 16 and 18  
32 years of age may be employed after 11 p.m. during any regular  
33 vacation season, and on days which do not precede a regularly  
34 scheduled school day, with a special written permit from their parents  
35 or legal guardian stating the hours they are permitted to work;  
36 provided that minors between 16 and 18 years of age may be  
37 employed in a seasonal amusement or restaurant occupation after 11  
38 p.m. and following 12:01 a.m. of the next day, if that employment is a  
39 continuation of a workday which began before 11 p.m., either during  
40 any regular school vacation season, or on workdays which do not  
41 begin on a day which precedes a regularly scheduled school day, with  
42 a special written permit from their parents or legal guardian stating the  
43 hours they are permitted to work, except that in no case shall minors  
44 between 16 and 18 years of age be employed after 3 a.m. or before 6  
45 a.m. on a day which precedes a regularly scheduled school

**EXPLANATION** – Matter enclosed in bold-faced brackets **[thus]** in the above bill is  
not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

1 day; provided, further, that minors may be employed in a concert or a  
2 theatrical performance up to 11:30 p.m.; provided, further, that minors  
3 between 16 and 18 years of age may serve at an election pursuant to  
4 R.S.19:6-2, between the hours of 5:30 a.m. and 9:00 p.m. on a day that  
5 the election is held; and provided, further, that minors not less than 16  
6 years of age and who are attending school may be employed as  
7 pinsetters, lane attendants, or busboys in public bowling alleys up to  
8 11:30 p.m., but may not be so employed during the school term  
9 without a special written permit from the superintendent of schools or  
10 the supervising principal, as the case may be, which permit shall state  
11 that the minor has undergone a complete physical examination by the  
12 medical inspector, and, in the opinion of the superintendent or  
13 supervising principal, may be so employed, without injury to health or  
14 interference with progress in school, such special permits to be good  
15 for a period of three months only and are revocable in the discretion of  
16 the superintendent or supervising principal. Such permit may not be  
17 renewed until satisfactory evidence has been submitted to the  
18 superintendent or supervising principal showing that the minor has had  
19 a physical examination and the minor's health is not being injured by  
20 said work; and provided, further, that minors between 16 and 18 years  
21 of age may not be employed after 10 p.m. during the regular school  
22 vacation seasons in or for a factory or in any occupation otherwise  
23 prohibited by law or by order or regulation made in pursuance of law.  
24 The hours of work of minors under 16 employed outside school hours  
25 shall not exceed three hours in any one day when school is in session  
26 and shall not exceed in any one week when school is in session the  
27 maximum number of hours permitted for that period under the federal  
28 "Fair Labor Standards Act of 1938," 29 U.S.C.s.201 et seq., and  
29 regulations promulgated pursuant to that federal act.

30 This section is not applicable to the employment of a minor  
31 between 16 and 18 years of age during the months of June, July,  
32 August or September by a summer resident camp, conference or  
33 retreat operated by a nonprofit or religious corporation or association,  
34 unless the employment is primarily general maintenance work or food  
35 service activities.

36 (cf: P.L.1998, c.138, s.1)

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38 2. This act shall take effect immediately.