

HB0019S01 compared with HB0019

~~{Omitted text}~~ shows text that was in HB0019 but was omitted in HB0019S01

inserted text shows text that was not in HB0019 but was inserted into HB0019S01

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

1
.
.
.
.
.
2
3
4
5
6
7
11
12
11
14
16
16
17

Child Labor Amendments

2025 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Melissa G. Ballard

Senate Sponsor: Heidi Balderree

LONG TITLE

General Description:

This bill amends provisions relating to the employment of minors.

Highlighted Provisions:

This bill:

- ▶ classifies child-labor related acts as different crimes;
 - ▶ ~~{allows}~~ requires that the Labor Commission ~~{to request that law enforcement investigate}~~ report a {person} suspected criminal act to the State Bureau of Investigation under certain circumstances;
 - ▶ permits the State Bureau of Investigation to investigate or forward a suspected criminal act to law enforcement or a state agency with jurisdiction over the reported criminal act;
 - ▶ allows the commission to share information with law enforcement under certain circumstances;
- and
- ▶ makes technical and conforming changes.

Money Appropriated in this Bill:

None

HB0019 compared with HB0019S01

18 None

21 AMENDS:

22 **34-23-402** , as last amended by Laws of Utah 2009, Chapter 347 , as last amended by Laws of Utah
2009, Chapter 347

23

24 *Be it enacted by the Legislature of the state of Utah:*

25 Section 1. Section **34-23-402** is amended to read:

26 **34-23-402. Violation -- Criminal penalty.**

28 (1)

. (a) The commission may prosecute a misdemeanor criminal action in the name of the state.

30 (b) The county attorney, district attorney, or attorney general shall provide assistance in prosecutions
under this section at the request of the commission.

32 (2) [~~It is a class B misdemeanor for a person~~] A person, whether individually or as an officer, agent, or
employee of any person, firm, or corporation[~~-tø~~] , violates this section by:

35 (a) knowingly [~~employ~~] employing a minor or [~~permit~~] permitting a minor to work in a repeated
violation of this chapter;

37 (b) [~~refuse~~] refusing or knowingly [~~neglect~~] neglecting to furnish to the commission, any information
requested by the commission under this chapter;

39 (c) [~~refuse~~] refusing access to that person's place of business or employment to the commission or
[~~its~~] the commission's authorized representative when access has been requested in conjunction with
an investigation related to this section;

42 (d) [~~hinder~~] hindering the commission or [~~its~~] the commission's authorized representative in the
securing of any information authorized by this section;

44 (e) [~~refuse~~] refusing or knowingly [~~omit~~] omitting or [~~neglect~~] neglecting to keep any of the records
required by this chapter;

46 (f) knowingly [~~make any~~] making a false statement, representation, or certification in any application,
record, report, plan, or other document filed or required to be maintained under this chapter;

49 (g) [~~discharge~~] discharging an employee or [~~threaten~~] threatening to or [~~retaliate~~] retaliating against an
employee because:

51 (i) the employee has testified;

52 (ii) is about to testify; or

HB0019 compared with HB0019S01

- 53 (iii) the employer believes that the employee may testify in [any] an investigation or
[proceedings] proceeding relative to the enforcement of this chapter; [and] or
- 55 (h) willfully [~~violate any~~] violating an order issued under this chapter.
- 56 (3) A violation of Subsection (2) is:
- 57 (a) a class B misdemeanor on the first offense;
- 58 (b) a class A misdemeanor on the second offense; or
- 59 (c) a third degree felony on the third or subsequent offense.
- 60 (4)
- . (a) If the commission has reasonable suspicion that ~~an individual under investigation for a~~ {~~person convicted~~} violation of {~~at least two offenses under Subsection (3) has~~} this section may have committed {~~additional~~} other criminal acts {~~that violate Subsection (2)~~} , the commission {~~may request that law enforcement investigate that person~~} shall report the commission's observations to the State Bureau of Investigation.
- 63 (b) The State Bureau of Investigation may:
- 64 (i) investigate a reported violation described in Subsection (4)(a); or
- 63 {~~(b)~~} (ii) {~~If the commission requests that law enforcement investigate a person as~~} forward a reported violation described in Subsection (4)(a){~~;~~} to a law enforcement {~~shall investigate that person~~} or a state agency with jurisdiction over the reported violation.
- 65 (c) The commission shall share any information relating to an offense described in this section with law enforcement.
- 67 [(3)] (5) This section does not apply to [~~violations~~] a violation of Section 34-23-301.
- 70 Section 2. **Effective date.**
This bill takes effect on May 7, 2025.

1-28-25 1:44 PM