



TED STRICKLAND  
Governor

STATE OF OHIO

# MINOR LABOR LAWS

OHIO DEPARTMENT OF COMMERCE  
DIVISION OF LABOR & WORKER SAFETY  
www.com.state.oh.us



KIMBERLY A. ZURZ  
Director

## **OHIO REVISED CODE CHAPTER 4109\***

### **"MINOR" MEANS ANY PERSON LESS THAN 18 YEARS OF AGE**

**WORKING PERMITS:** Every minor 14 through 17 years of age must have a working permit unless otherwise stated in Chapter 4109.

**WAGE AGREEMENT:** No employer shall give employment to a minor without agreeing with him/her as to the wages or compensation he/she shall receive for each day, week, month, year or per piece for work performed.

**REST PERIOD:** No employer shall employ a minor more than 5 consecutive hours without a rest period of at least 30 minutes.

**LIST OF MINORS EMPLOYED:** Employer shall keep a list of minors employed at each establishment and a list must be posted in a conspicuous place to which all minor employees have access.

**TIME RECORDS:** Every employer shall keep a time book or other written record showing actual starting and stopping time of each work and rest period. These records must be kept for two (2) years.

## **RESTRICTIONS ON WORKING HOURS FOR MINORS 14 and 15 YEARS OF AGE**

No person under 16 shall be employed:

1. During school hours except where specifically permitted by Chapter 4109
2. Before 7 a.m. or after 9 p.m. from June 1<sup>st</sup> to September 1<sup>st</sup> or during any school holiday of 5 school days or more; or after 7 p.m. at any other time
3. For more than 3 hours a day in any school day
4. For more than 18 hours in any school week
5. For more than 8 hours in any day when school is not in session
6. For more than 40 hours in any week that school is not in session nor during school hours, unless employment is incidental to bona fide programs of vocational cooperative training, work-study, or other work-oriented programs with the purpose of educating students, and the program meets standards established by the state board of education.

## **RESTRICTIONS ON WORKING HOURS FOR MINORS 16 and 17 YEARS OF AGE**

No person 16 or 17 who is required to attend school shall be employed:

1. Before 7 a.m. on any day that school is in session or 6 a.m. if the person was not employed after 8 p.m. the previous night
2. After 11 p.m. on any night preceding a day that school is in session.

## **PROHIBITED OCCUPATIONS FOR MINORS UNDER 16 YEARS OF AGE**

1. All manufacturing; mining; processing; public messenger service
2. Work in freezers and meat coolers and all preparation of meats for sale (except wrapping, sealing, labeling, weighing, pricing and stocking)
3. Transportation; storage; communications; public utilities; construction; repair
4. Work in boiler or engine rooms; maintenance or repair of machinery
5. Outside window washing from window sills or scaffolding and/or ladders
6. Cooking and baking; operating, setting up, adjusting, cleaning, oiling or repairing power-driven food slicers, grinders, food choppers, cutters, bakery type mixers
7. Loading or unloading goods to and from trucks
8. All warehouse work except office and clerical
9. Work in connection with cars and trucks involving the use of pits, racks or lifting apparatus or involving the inflation of any tire mounted on a rim equipped with a removable retaining ring.

## **PROHIBITED OCCUPATIONS FOR MINORS 14 through 17 YEARS OF AGE**

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|---|--|
| 1. Occupations involving slaughtering, meat-packing, processing or rendering                            | 10. Power-driven woodworking machines                      |
| 2. Power-driven bakery machines   | 11. Coal mines   |
| 3. Occupations involved in the manufacture of brick, tile and kindred products                          | 12. Occupations in connection with mining, other than coal |
| 4. Occupations involved in the manufacture of chemicals   | 13. Logging and sawmilling                                 |
| 5. Manufacturing or storage occupations involving explosives  | 14. Motor vehicle occupations                              |
| 6. Occupations involving exposure to radioactive substances and to ionizing radiations                  | 15. Maritime and longshoreman occupations                  |
| 7. Power-driven paper products machines   | 16. Railroads  |
| 8. Power-driven metal forming, punching and shearing machines   | 17. Excavation operations                                  |
| 9. Occupations involved in the operation of power-driven circular saws, band saws and guillotine shears | 18. Power-driven and hoisting apparatus                    |
|   | 19. Roofing operations                                     |
|   | 20. Wrecking, demolition, and shipbreaking.                |

## **MINORS UNDER 16 YEARS OF AGE MAY NOT ENGAGE IN DOOR-TO-DOOR EMPLOYMENT UNLESS**

The for-profit employer is REGISTERED with the Ohio Department of Commerce. DOOR-TO-DOOR SALES EMPLOYERS SHALL:

1. Be in compliance with all applicable Ohio and Federal laws relating to the employment of minors
2. Provide at least one supervisor who is over the age of eighteen, for each six minor employees
3. Have been and be in compliance with Ohio's Motor Vehicle Financial Responsibility, Workers' Compensation, Unemployment Compensation, and all other applicable laws
4. Require all minors to work at least in pairs
5. Not employ any minor who does not have an appropriate Age and Schooling Certificate
6. Provide each minor employee with a photo identification card
7. Not employ any minor in any door-to-door sales activity during school hours except where specifically permitted
8. Not employ minors under 16 in door-to-door sales activity before 7 a.m. or after 7 p.m.
9. Not employ minors 16 and 17 years of age in door-to-door sales activity before 7 a.m. or after 8 p.m.

\*For Exceptions to Coverage See Chapter 4109.06

This is a summary of ORC 4109. This summary does not include all of the requirements for minor labor laws. Persons should refer to 4109 for specific requirements applicable to them. This information can be accessed through the Ohio Department of Commerce Web site at [www.com.state.oh.us](http://www.com.state.oh.us).

## **POST IN A CONSPICUOUS PLACE**

For further information about Minor Labor issues, please contact: The Ohio Department of Commerce, Division of Labor & Worker Safety, 77 S. High Street, 22nd Floor, Columbus, Ohio 43215, phone: (614) 644-2239. TTY/TDD: 1-800-750-0750. An Equal Opportunity Employer and Service Provider (REV. 01/29/07)