

ARKANSAS SENATE
94th General Assembly - Regular Session, 2023
Amendment Form

Subtitle of Senate Bill No. 390

TO INCREASE THE AMOUNT OF CIVIL PENALTIES FOR CHILD LABOR VIOLATIONS; TO EXTEND
THE TIME FOR ASSESSMENTS OF CIVIL PENALTIES BY THE DIRECTOR OF THE DIVISION OF
LABOR; AND TO ESTABLISH CRIMINAL PENALTIES.

Amendment No. 1 to Senate Bill 390

Amend Senate Bill No. 390 as originally introduced:

Add Senators G. Leding, C. Tucker, J. Bryant as cosponsors of the bill

AND

Page 1, line 13, delete "PENALTIES;" and substitute "PENALTIES; TO ESTABLISH
PENALTIES FOR HINDERING INVESTIGATIONS;"

AND

Delete the subtitle in its entirety and substitute:

"TO AMEND THE CIVIL PENALTIES AND TO
ESTABLISH CRIMINAL PENALTIES FOR CHILD
LABOR VIOLATIONS; AND TO ESTABLISH
PENALTIES FOR HINDERING INVESTIGATIONS
RELATED TO CHILD LABOR VIOLATIONS."

AND

Page 1, line 33, delete "fifty dollars (\$50.00)" and substitute "~~fifty
dollars (\$50.00)~~ one hundred dollars (\$100)"

AND

Page 2, delete lines 11 and 12, and substitute "(a) of this section, an
employer who knowingly violates this subchapter is, upon"

AND



Page 2, delete lines 18 and 19, and substitute "of this section, an employer who knowingly violates this subchapter and the violation"

AND

Page 2, delete line 23, and substitute the following:

"guilty of a Class C felony.

(j) An employer that willfully engages in any of the following actions is in violation of this subchapter and subject to a civil penalty of not less than one hundred dollars (\$100) and not more than five thousand dollars (\$5,000) for each violation:

(1) Hinders or delays the director or his or her authorized representative in the performance of his or her duties in the enforcement of this subchapter;

(2) Refuses to admit the director or his or her authorized representative to any place of employment;

(3) Falsifies records related to child labor;

(4) Refuses to make records accessible to the director or his or her authorized representative upon demand; or

(5) Refuses to furnish a sworn statement of the record or any other information required for the proper enforcement of this subchapter to the director or his or her authorized representative upon demand.

(k) As used in this section, "employer" means every person, firm, corporation, partnership, stock association, agent, manager, representative, foreman, or other person having control or custody of any employment, place of employment, or of any employee."

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator C. Penzo

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Secretary