

CHAPTER 76

(Senate Bill 536)

AN ACT to repeal and re-enact, with amendments, Section 24(d) of Article 100 of the Annotated Code of Maryland (1964 Replacement Volume and 1972 Supplement), title "Work, Labor and Employment," subtitle "Employment of Minors," to delete certain redundant language and to authorize a bona fide Maryland driver's license issued by the Motor Vehicle Administration as evidence of proof of age for the purpose of issuing employment certificates, and to delete as evidence of such proof of age a passport.

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section 24(d) of Article 100 of the Annotated Code of Maryland (1964 Replacement Volume and 1972 Supplement), title "Work, Labor and Employment," subtitle "Employment of Minors," be and it is hereby repealed and re-enacted, with amendments, to read as follows:

24.

(d) Evidence of age showing that the minor is of the required age for the job he intends to enter which shall consist of one of the following proofs of age and shall be required in the order as follows:

(1) A duly attested transcript of the birth certificate filed according to law with a registrar of vital statistics, or other officer charged with the duty of recording births, which certificate shall be prima facie evidence of the age of the minor.

(2) [A passport] A BONA FIDE MARYLAND DRIVER'S LICENSE ISSUED BY THE MOTOR VEHICLE ADMINISTRATION or a duly attested transcript of a certificate of baptism showing the date of birth and the place of baptism of the minor.

(3) A bona fide contemporary record of the date and place of the child's birth kept in the Bible in which the records of the births in the family of the child are preserved, a passport showing the age of the child, a bona fide school record, a certificate of arrival in the United States issued by the United States immigration officers and showing the age of the child, or a life insurance policy; provided, that such other satisfactory documentary evidence has been in existence at least one year prior to the time it is offered in evidence.

(4) In case none of the proofs required by paragraphs (1), (2) or (3) of this subsection can be produced, the officer issuing the permit may issue a temporary permit allowing the minor to work for 10 days and shall accept as full proof of age the sworn affidavit of the minor's parent, guardian, legal custodian or next friend, such affidavit containing the name of the minor, alleged age, place and date of birth, present residence and any other information that may assist in determining the age of the minor and the further affidavit that the evidence of age required by paragraph (1) or (2) of this subsection cannot be produced by the applicant; and if upon investigation by the officer no facts appear contradicting any of the material statements of such application, the officer may, after 10 days, issue a regular permit for the minor. Whenever practical all information required by this paragraph and subsection (c) of this section shall be incorporated in one certificate. The officer issuing the certificate shall require the evidence of age specified in paragraph (1) in preference to that specified in this paragraph and paragraphs (2) and (3), and evidence of age specified in paragraph (2) in preference to that specified in this paragraph or paragraph (3) and shall not accept the evidence of age permitted by this paragraph or paragraph (3) unless he shall receive and file in addition thereto or as part thereof an affidavit of the parent, guardian, legal