

In the introductory language of item (4)(viii) of this section, the more precise words "not for profit" are substituted for the former word "nonprofit", for clarity.

The Labor and Employment Article Review Committee notes, for consideration by the General Assembly, that the effect of Ch. 741, Acts of 1989, on the general exclusion under item (4)(iii) of this section is unclear. Chapter 741 added former Art. 100, § 11(g), which restricts the use of a minor to transport currency and negotiable instruments for a business establishment during certain hours. The restriction, however, is not applicable to a "child of the manager, operator, or owner of the business". The absence of any reference to a person standing in the place of a parent may have been intended to limit item (4)(iii) of this section or may have been inadvertent. On the other hand, the phrase "in a business", in item (4)(iii) of this section, may be intended to refer to work "at" the business establishment. See § 3-212 of this subtitle.

Defined terms: "Minor" § 3-201

"Person" § 1-101

3-204. MISCELLANEOUS POWERS.

FOR PURPOSES OF THIS SUBTITLE AND DURING REASONABLE BUSINESS HOURS, THE COMMISSIONER MAY:

- (1) ENTER AND INSPECT A PLACE OF EMPLOYMENT;
- (2) INSPECT THE EMPLOYMENT RECORDS OF AN EMPLOYEE;

OR

- (3) QUESTION ANY EMPLOYEE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 100, § 7(b).

In item (2) of this section, the word "or" is substituted for the former word "and", since it did not seem to be the intent of the General Assembly to allow the Commissioner to perform an act listed in item (2) only if the acts listed in items (1) and (3) also are performed.

On constitutional issues involved in entry, see the General Revisor's Note to this article.

Defined term: "Commissioner" § 3-101

3-205. PERMIT REQUIRED.

UNLESS AN EMPLOYER POSSESSES A WORK OR SPECIAL PERMIT FOR A MINOR, THE MINOR MAY NOT WORK FOR THE EMPLOYER.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 100, § 8(a).