

statement, made under penalties of perjury. The substituted language also reflects that, in practice, the official determines whether the type of employment described in the application is allowed.

Subsection (d) of this section is new language derived without substantive change from former Art. 100, § 10(b), § 11(a)(1) and (b), and item (9) and, as it related to hazardous occupations, the introductory language of § 4(c).

Subsection (a) of this section is revised so that the former qualifying phrase “as prescribed by the Commissioner”, which seemed to apply to issuance by the Commissioner as well as issuance by the county superintendents or their designees, applies only to superintendents and their designees. The former phrase seemed to be unnecessary as applied to the Commissioner, who would issue work permits “as prescribed by the Commissioner” and who has the duty to review all work permits issued by other issuers.

Subsection (d)(1)(i) of this section is revised to apply to any minor, although former Art. 100, § 11(b)(1) made that exception applicable only to the restrictions on minors under 16 years. This revision is nonsubstantive since the referenced ED § 7-301 applies only to minors under 16 years.

In subsection (d)(1)(i) of this section, the words “emotional, mental, or physical condition ... makes instruction detrimental to the progress of the minor” are substituted for the former obsolete words “[who] has been found to be incapable of profiting from further education”, to conform to the referenced ED § 7-301. However, the Labor and Employment Article Review Committee notes, for consideration by the General Assembly, that, despite the cross-reference in former Art. 100, § 10(b)(1) — first to Art. 77, § 92 and then to ED § 7-301 — the language in former § 10(b)(1) never has conformed to the referenced sections.

Subsection (d)(1)(iii) of this section is revised to resolve an ambiguity that the words “office work or duties performed outside of rooms where goods are manufactured or processed” created in former Art. 100, §§ 10(b)(3) and 11(b)(2). The Labor and Employment Article Review Committee believed that the words “performed outside of rooms ... or processed” were intended to modify only the word “duties”, although the Committee recognized that those words also could modify the words “office work”. The Labor and Employment Article Review Committee calls this revision to the attention of the General Assembly and notes that it is consistent with the Report of the Governor’s Commission to Study Child Labor Laws (August 1, 1975).

In subsection (d)(1)(iv) of this section, the reference to a “county school system” is substituted for the former reference to “school systems in the various subdivisions”, to clarify that subsection (d)(1)(iv) is applicable only to county school systems and to conform to subsection (a)(2) of this section.

In subsection (d)(2)(ii)2 of this section, the word “recognized”, which formerly modified the reference to a “federal, State, or local governmental agency”, is deleted as surplusage.