

## No. 1979-101

## AN ACT

## SB 337

Amending the act of May 13, 1915 (P.L.286, No.177), entitled, as amended, "An act to provide for the health, safety, and welfare of minors; By forbidding their employment or work in certain establishments and occupations, and under certain specified ages; by restricting their hours of labor, and regulating certain conditions of their employment; by requiring employment certificates for certain minors, and prescribing the kinds thereof, and the rules for the issuance, reissuance, filing, return, and recording of the same; by providing that the Industrial Board shall, under certain conditions, determine and declare whether certain occupations are within the prohibitions of this act; requiring certain abstracts and notices to be posted; providing for the enforcement of this act by the Secretary of Labor and Industry, the representative of school districts, and police officers; and defining the procedure in prosecutions thereunder, and establishing certain presumptions in relation thereto; providing for the issuance of special permits for minors engaging in the entertainment and related fields; providing penalties for the violation of the provisions thereof; and repealing all acts or parts of acts inconsistent therewith," authorizing certified nurse practitioners to administer certain physicals.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section 14, act of May 13, 1915 (P.L.286, No.177), known as the "Child Labor Law," amended January 26, 1966 (1965 P.L.1590, No.559), is amended to read:

Section 14. The certificate of physical fitness required by this act shall state that the minor has been thoroughly examined by the said examining physician, certified nurse practitioner, or certified registered nurse practitioner at the time of the application for an employment certificate, and is physically qualified for the employment specified in the statement of the prospective employer. In any case where the said physician, ***certified nurse practitioner, or certified registered nurse practitioner*** shall deem it advisable, he may issue a certificate of physical fitness for a limited time; at the expiration of which time the holder shall again appear, and submit to a new examination before being permitted to continue at work. Except as hereinafter provided, in a school district of the first, second, or third class the physical examination of a minor provided for by this act shall be made by a physician, ***certified nurse practitioner, or certified registered nurse practitioner*** employed by the board of school directors of the school district in which such minor resides, and in a district of the fourth class by a physician, ***certified nurse practitioner, or certified registered nurse practitioner*** appointed by the State Department of Health and the certificate of physical fitness provided for by this act shall be signed by said physician, ***certified nurse practitioner, or certified registered nurse practitioner***, and no fee or other compensation for such service shall be required to be paid by such minor or by his parent or guardian: Provided,

however, That any minor may, at his own expense, have the physical examination provided for by this act made and the certificate of physical fitness signed by his family physician, as defined in section 1401 of the Public School Code of 1949, and its amendments. Any physical examination required by this act to be accomplished as a condition of employment which would be equal to or more comprehensive than the standard examination given by the school physician, ***certified nurse practitioner, or certified registered nurse practitioner*** or family physician will be deemed to meet the requirements of this section, and the certificate of physical fitness may be signed by the physician designated by the prospective employer to perform such examination. ***For the purposes of this section, "certified nurse practitioner" shall mean a certified school nurse who is a graduate of a nurse practitioner program which has been approved by the Department of Health School Nurse Advisory Committee, or a certified registered nurse practitioner who has been approved by the State Board of Nurse Examiners of the Department of State.***

Section 2. This act shall take effect in 60 days.

APPROVED—The 7th day of December, A. D. 1979.

DICK THORNBURGH