



Rep. Jay Hoffman

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10200SB0696ham001

LRB102 10728 AWJ 25942 a

1 AMENDMENT TO SENATE BILL 696

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 696 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Municipal Code is amended by  
5 adding Section 11-5-11 as follows:

6 (65 ILCS 5/11-5-11 new)

7 Sec. 11-5-11. Portable audiovisual rigging at special  
8 events.

9 (a) In municipalities that require permits for special  
10 events, no person may perform, or employ, direct or allow a  
11 person to perform, portable audiovisual rigging at a permitted  
12 special event unless the person performing such work holds a  
13 valid rigging certification from the Entertainment Technician  
14 Certification Program operated by the Entertainment Services  
15 and Technology Association.

16 (b) As used in this Section:

1       "Portable audiovisual rigging" means the temporary  
2 installation or operation of portable mechanical rigging and  
3 static rigging for the overhead suspension of portable  
4 audiovisual equipment, including, but not limited to: audio,  
5 video, lighting, backdrops, scenery, and other effects at a  
6 special event. "Portable audiovisual rigging" does not include  
7 freight handling or the transportation of heavy equipment.

8       "Special event" means a planned temporary aggregation of  
9 attractions, including, but not limited to, public  
10 entertainment, food and beverage service facilities, sales of  
11 souvenirs or other merchandise, or similar attractions, that  
12 is:

13           (1) conducted on the public way; or

14           (2) conducted primarily outdoors on property open to  
15 the public, other than the public way, and which:

16           (A) includes activities that require the issuance  
17 of a municipal temporary food establishment license,  
18 municipal special event liquor license, or similar  
19 license; or

20           (B) requires special municipal services,  
21 including, but not limited to: street closures; the  
22 provision of barricades, garbage cans, stages, or  
23 special no parking signs; special electrical services;  
24 or special police protection.

25       "Special event" does not include a parade or athletic  
26 event for which a separate permit is required, a neighborhood

1 block party at which no food, beverages, or merchandise are  
2 sold; indoor or outdoor events taking place on properties  
3 owned by the Metropolitan Pier and Exposition Authority;  
4 indoor or outdoor events taking place on hotel or convention  
5 center property in the State; a citywide festival conducted  
6 under an intergovernmental agreement authorized by ordinance;  
7 the installation of tents; or hangings of banners.

8 (c) A home rule municipality may not regulate portable  
9 audiovisual rigging in a manner inconsistent with this  
10 Section. This Section is a limitation under subsection (i) of  
11 Section 6 of Article VII of the Illinois Constitution on the  
12 concurrent exercise by home rule units of powers and functions  
13 exercised by the State.

14 Section 10. The Child Labor Law is amended by changing  
15 Sections 8, 11, and 12 as follows:

16 (820 ILCS 205/8) (from Ch. 48, par. 31.8)

17 Sec. 8. Authority to issue employment certificates.

18 (a) Notwithstanding the provisions of this Act, the City  
19 or County Superintendent of Schools, or their duly authorized  
20 agents, are authorized to issue an employment certificate for  
21 any minor under sixteen (16) years of age, said certificate  
22 authorizing and permitting the appearance of such minor in a  
23 play or musical comedy with a professional traveling  
24 theatrical production on the stage of a duly licensed theatre

1 wherein not more than two performances are given in any one day  
2 and not more than eight performances are given in any one week,  
3 or nine when a holiday occurs during the week, or in a musical  
4 recital or concert: Provided, that such minor is accompanied  
5 by his parent or guardian or by a person in whose care the  
6 parent or guardian has placed the minor and whose connection  
7 with the performance or with the operation of the theatre in  
8 which the minor is to appear is limited to the care of such  
9 minor or of minors appearing therein: And provided further,  
10 that such minor shall not appear on said stage or in a musical  
11 recital or concert, attend rehearsals, or be present in  
12 connection with such appearance or rehearsals, in the theatre  
13 where the play or musical comedy is produced or in the place  
14 where the concert or recital is given, for more than a total of  
15 six (6) hours in any one day, or on more than six (6) days in  
16 any one week, or for more than a total of twenty-four (24)  
17 hours in any one week, or after the hour of 11 postmeridian;  
18 and provided further, no such minor shall be excused from  
19 attending school except as authorized pursuant to Section 26-1  
20 of the School Code. Application for such certificate shall be  
21 made by the manager of the theatre, or by the person in the  
22 district responsible for the musical recital or concert, and  
23 by the parent or guardian of such minor to the City or County  
24 Superintendent of Schools or his authorized agent at least  
25 fourteen (14) days in advance of such appearance. The City or  
26 County Superintendent of Schools or his agent may issue a

1 permit if satisfied that adequate provision has been made for  
2 the educational instruction of such minor, for safeguarding  
3 his health and for the proper moral supervision of such minor,  
4 and that proper rest and dressing room facilities are provided  
5 in the theatre for such minor.

6 (b) Notwithstanding the provisions of this Act, the City  
7 or Regional Superintendent of Schools, or their duly  
8 authorized agents, are authorized to issue an employment  
9 certificate for any minor under 16 years of age, such  
10 certificate authorizing and permitting the appearance of such  
11 minor as a model or in a motion picture, radio or television  
12 production: Provided, that no such minor shall be excused from  
13 attending school except as authorized pursuant to Section 26-1  
14 of The School Code. The Department of Labor shall promulgate  
15 rules and regulations to carry out the provisions of this  
16 subsection. Such rules and regulations shall be designed to  
17 protect the health and welfare of child models or actors and to  
18 insure that the conditions under which minors are employed,  
19 used or exhibited will not impair their health, welfare,  
20 development or proper education.

21 (c) In situations where a minor from another state seeks  
22 to obtain an Illinois employment certificate, the Department  
23 shall work with a City or Regional Superintendent of Schools,  
24 or the State Superintendent of Education, or his or her duly  
25 authorized agents, to issue the certificate. ~~The~~  
26 ~~Superintendent may waive the requirement in Section 12 of this~~

1 ~~Act that a minor submit his or her application in person, if~~  
2 ~~the minor resides in another state.~~

3 (Source: P.A. 96-1247, eff. 7-23-10.)

4 (820 ILCS 205/11) (from Ch. 48, par. 31.11)

5 Sec. 11. Employment certificate issuance; duration;  
6 revocation.

7 (a) The employment certificate shall be issued by the City  
8 or County Superintendent of Schools or by their duly  
9 authorized agents and shall be valid for a period of one year.  
10 The person issuing these certificates shall have authority to  
11 administer the oaths provided for herein, but no fee shall be  
12 charged. It shall be the duty of the school board or local  
13 school authority, to designate a place or places where  
14 certificates shall be issued and recorded, and physical  
15 examinations made without fee, as hereinafter provided, and to  
16 establish and maintain the necessary records and clerical  
17 services for carrying out the provisions of this Act.

18 The issuing officer shall notify the principal of the  
19 school attended by the minor for whom an employment  
20 certificate for out of school work is issued by him.

21 The parent or legal guardian of a minor, or the principal  
22 of the school attended by the minor for whom an employment  
23 certificate has been issued may ask for the revocation of the  
24 certificate by petition to the Department of Labor in writing,  
25 stating the reasons he believes that the employment is

1 interfering with the best physical, intellectual or moral  
2 development of the minor. The Department of Labor shall  
3 thereupon revoke the employment certificate by notice in  
4 writing to the employer of the minor.

5 (b) In situations where a minor from another state seeks  
6 to obtain an Illinois employment certificate, the Department  
7 shall work with a City or Regional Superintendent of Schools,  
8 or the State Superintendent of Education, or his or her duly  
9 authorized agents, to issue the certificate. ~~The~~  
10 ~~Superintendent may waive the requirement in Section 12 of this~~  
11 ~~Act that a minor submit his or her application in person, if~~  
12 ~~the minor resides in another state.~~

13 (Source: P.A. 96-1247, eff. 7-23-10.)

14 (820 ILCS 205/12) (from Ch. 48, par. 31.12)

15 Sec. 12. The person authorized to issue employment  
16 certificates shall issue a certificate only after examining  
17 and approving the written application and other papers  
18 required under this Section. The application shall be signed  
19 by the applicant's parent or legal guardian. The application  
20 shall be submitted in person by the minor desiring employment,  
21 unless the issuing officer determines that the minor may  
22 utilize a remote application process. The minor shall be  
23 accompanied by his or her parent, guardian, or custodian,  
24 whether applying in person or remotely. The following papers  
25 shall be submitted with the application:

1           1. A statement of intention to employ signed by the  
2 prospective employer, or by someone duly authorized by him,  
3 setting forth the specific nature of the occupation in which  
4 he intends to employ such minor and the exact hours of the day  
5 and number of hours per day and days per week during which the  
6 minor shall be employed.

7           2. Evidence of age showing that the minor is of the age  
8 required by this Act, which evidence shall be documentary, and  
9 shall be required in the order designated, as follows:

10           a. a birth certificate or transcript thereof furnished  
11 by the State or County or a signed statement of the  
12 recorded date and place of birth issued by a registrar of  
13 vital records, or other officer charged with the duty of  
14 recording births, such registration having been completed  
15 within 10 years after the date of birth;

16           b. a certificate of baptism, or transcript thereof,  
17 duly certified, showing the date of birth and place of  
18 baptism of the child;

19           c. other documentary proof of age (other than a school  
20 record or an affidavit of age) such as a bona fide record  
21 of the date and place of the child's birth, kept in the  
22 Bible in which the records of births, marriages and deaths  
23 in the family of the child are preserved; a certificate of  
24 confirmation or other church ceremony at least one year  
25 old, showing the age of the child and the date and place of  
26 the confirmation or ceremony; or a certificate of arrival



1 in the United States, issued by the United States  
2 Immigration Officer, showing the age of the child; or a  
3 life insurance policy at least one year old showing the  
4 age of the child;

5 d. If none of the proofs of age described in items a, b  
6 and c are obtainable, and only in that case, the issuing  
7 officer may accept a certificate signed by a physician,  
8 who shall be a public health officer or a public school  
9 physician, stating that he has examined the child and that  
10 in his opinion the child is at least of the age required by  
11 this Act. The certificate shall show the height and weight  
12 of the child, the condition of the child's teeth, and any  
13 other facts concerning the child's physical development  
14 revealed by the examination and upon which his opinion as  
15 to the child's age is based, and shall be accompanied by a  
16 school record of age.

17 3. A statement on a form approved by the Department of  
18 Labor and signed by the principal of the school that the minor  
19 attends, or during school holidays when the principal is not  
20 available, then by the regional superintendent of schools or  
21 by a person designated by him for that purpose, showing the  
22 minor's name, address, social security number, grade last  
23 completed, and the names of his parents, provided that the  
24 statement shall be required only in the case of a minor who is  
25 employed on school days outside school hours, or on Saturdays  
26 or other school holidays during the school term.

1           4. A statement of physical fitness signed by a public  
2 health or public school physician who has examined the minor,  
3 certifying that the minor is physically fit to be employed in  
4 all legal occupations or to be employed in legal occupations  
5 under limitations specified. If the statement of physical  
6 fitness is limited, the employment certificate issued thereon  
7 shall state clearly the limitations upon its use, and shall be  
8 valid only when used under the limitations so stated.

9           In any case where the physician deems it advisable he may  
10 issue a certificate of physical fitness for a specified period  
11 of time, at the expiration of which the person for whom it was  
12 issued shall appear and be re-examined before being permitted  
13 to continue work.

14           Examinations shall be made in accordance with the  
15 standards and procedures prescribed by the State Director of  
16 the Department of Labor, in consultation with the State  
17 Director of the Department of Public Health and the State  
18 Superintendent of Education, and shall be recorded on a form  
19 furnished by the Department of Labor. When made by public  
20 health or public school physicians, the examination shall be  
21 made without charge to the minor. In case a public health or  
22 public school physician is not available, a statement from a  
23 private physician who has examined the minor may be accepted,  
24 provided that the examination is made in accordance with the  
25 standards and procedures established by the Department of  
26 Labor.

1           If the issuing officer refuses to issue a certificate to a  
2 minor, the issuing officer shall send to the principal of the  
3 school last attended by the minor the name and address of the  
4 minor and the reason for the refusal to issue the certificate.  
5 (Source: P.A. 87-895; 88-365.)

6           Section 99. Effective date. This Act takes effect upon  
7 becoming law.".