



Rep. Jay Hoffman

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10200SB0696ham002

LRB102 10728 AWJ 26290 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 a motion picture, film, or television production; the  
8 installation of tents; or hangings of banners.

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

15 Section 10. The Child Labor Law is amended by adding  
16 Section 0.5 and by changing Sections 8, 10, 11, and 12 as  
17 follows:

18 (820 ILCS 205/0.5 new)

19 Sec. 0.5. Definitions. As used in this Act:

20 "District Superintendent of Schools" means an individual  
21 employed by a board of education in accordance with Section  
22 10-21.4 of the School Code and shall also include the chief  
23 executive officer of a school district in a city with over  
24 500,000 inhabitants.

1       "Duly authorized agent" means an individual who has been  
2 designated by a Regional or District Superintendent of Schools  
3 as their agent for the limited purpose of issuing employment  
4 certificates to minors under the age of 16, and may include  
5 officials of any public school district, charter school, or  
6 any State-recognized, non-public school.

7       "Regional Superintendent of Schools" means the chief  
8 administrative officer of an educational service region  
9 pursuant to Section 3A-2 of the School Code.

10       (820 ILCS 205/8) (from Ch. 48, par. 31.8)

11       Sec. 8. Authority to issue employment certificates.

12       (a) Notwithstanding the provisions of this Act, the  
13 Regional or District ~~City or County~~ Superintendent of Schools,  
14 or their duly authorized agents, are authorized to issue an  
15 employment certificate for any minor under sixteen (16) years  
16 of age, said certificate authorizing and permitting the  
17 appearance of such minor in a play or musical comedy with a  
18 professional traveling theatrical production on the stage of a  
19 duly licensed theatre wherein not more than two performances  
20 are given in any one day and not more than eight performances  
21 are given in any one week, or nine when a holiday occurs during  
22 the week, or in a musical recital or concert: Provided, that  
23 such minor is accompanied by his parent or guardian or by a  
24 person in whose care the parent or guardian has placed the  
25 minor and whose connection with the performance or with the

1 operation of the theatre in which the minor is to appear is  
2 limited to the care of such minor or of minors appearing  
3 therein: And provided further, that such minor shall not  
4 appear on said stage or in a musical recital or concert, attend  
5 rehearsals, or be present in connection with such appearance  
6 or rehearsals, in the theatre where the play or musical comedy  
7 is produced or in the place where the concert or recital is  
8 given, for more than a total of six (6) hours in any one day,  
9 or on more than six (6) days in any one week, or for more than  
10 a total of twenty-four (24) hours in any one week, or after the  
11 hour of 11 postmeridian; and provided further, no such minor  
12 shall be excused from attending school except as authorized  
13 pursuant to Section 26-1 of the School Code. Application for  
14 such certificate shall be made by the manager of the theatre,  
15 or by the person in the district responsible for the musical  
16 recital or concert, and by the parent or guardian of such minor  
17 to the Regional or District ~~City or County~~ Superintendent of  
18 Schools or his authorized agent at least fourteen (14) days in  
19 advance of such appearance. The Regional or District ~~City or~~  
20 ~~County~~ Superintendent of Schools or his agent may issue a  
21 permit if satisfied that adequate provision has been made for  
22 the educational instruction of such minor, for safeguarding  
23 his health and for the proper moral supervision of such minor,  
24 and that proper rest and dressing room facilities are provided  
25 in the theatre for such minor.

26 (b) Notwithstanding the provisions of this Act, the ~~City~~

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

15 (c) In situations where a minor from another state seeks  
16 to obtain an Illinois employment certificate, the Department  
17 shall work with a ~~City or~~ Regional or District Superintendent  
18 of Schools, or the State Superintendent of Education, or his  
19 or her duly authorized agents, to issue the certificate. ~~The~~  
20 ~~Superintendent may waive the requirement in Section 12 of this~~  
21 ~~Act that a minor submit his or her application in person, if~~  
22 ~~the minor resides in another state.~~

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

24 (820 ILCS 205/10) (from Ch. 48, par. 31.10)

25 Sec. 10. Employment certificates shall permit employment

1 during the school vacation or outside of school hours. The  
2 employment certificate shall be signed by the Regional or  
3 District ~~City or County~~ Superintendent of Schools or their  
4 duly authorized agents and shall be in such a form as to show  
5 on its face the information and evidence required by Section  
6 11 to be filed before the certificate is issued. An original  
7 certificate and 3 copies of the certificate shall be issued  
8 and the person issuing it shall:

9 (i) mail the original to the minor's employer,

10 (ii) send copies to the State Department of Labor and  
11 to the minor's parent or legal guardian, and

12 (iii) retain a copy in his files.

13 (Source: P.A. 88-365.)

14 (820 ILCS 205/11) (from Ch. 48, par. 31.11)

15 Sec. 11. Employment certificate issuance; duration;  
16 revocation.

17 (a) The employment certificate shall be issued by the  
18 Regional or District ~~City or County~~ Superintendent of Schools  
19 or by their duly authorized agents and shall be valid for a  
20 period of one year. The person issuing these certificates  
21 shall have authority to administer the oaths provided for  
22 herein, but no fee shall be charged. It shall be the duty of  
23 the school board or local school authority, to designate a  
24 place or places where certificates shall be issued and  
25 recorded, and physical examinations made without fee, as

1 hereinafter provided, and to establish and maintain the  
2 necessary records and clerical services for carrying out the  
3 provisions of this Act.

4 The issuing officer shall notify the principal of the  
5 school attended by the minor for whom an employment  
6 certificate for out of school work is issued by him.

7 The parent or legal guardian of a minor, or the principal  
8 of the school attended by the minor for whom an employment  
9 certificate has been issued may ask for the revocation of the  
10 certificate by petition to the Department of Labor in writing,  
11 stating the reasons he believes that the employment is  
12 interfering with the best physical, intellectual or moral  
13 development of the minor. The Department of Labor shall  
14 thereupon revoke the employment certificate by notice in  
15 writing to the employer of the minor.

16 (b) In situations where a minor from another state seeks  
17 to obtain an Illinois employment certificate, the Department  
18 shall work with a ~~City or~~ Regional or District Superintendent  
19 of Schools, or the State Superintendent of Education, or his  
20 or her duly authorized agents, to issue the certificate. ~~The~~  
21 ~~Superintendent may waive the requirement in Section 12 of this~~  
22 ~~Act that a minor submit his or her application in person, if~~  
23 ~~the minor resides in another state.~~

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

25 (820 ILCS 205/12) (from Ch. 48, par. 31.12)



1           Sec. 12. The person authorized to issue employment  
2 certificates shall issue a certificate only after examining  
3 and approving the written application and other papers  
4 required under this Section. The application shall be signed  
5 by the applicant's parent or legal guardian. The application  
6 shall be submitted in person by the minor desiring employment,  
7 unless the issuing officer determines that the minor may  
8 utilize a remote application process. The minor shall be  
9 accompanied by his or her parent, guardian, or custodian,  
10 whether applying in person or remotely. The following papers  
11 shall be submitted with the application:

12           1. A statement of intention to employ signed by the  
13 prospective employer, or by someone duly authorized by him,  
14 setting forth the specific nature of the occupation in which  
15 he intends to employ such minor and the exact hours of the day  
16 and number of hours per day and days per week during which the  
17 minor shall be employed.

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

21           a. a birth certificate or transcript thereof furnished  
22 by the State or County or a signed statement of the  
23 recorded date and place of birth issued by a registrar of  
24 vital records, or other officer charged with the duty of  
25 recording births, such registration having been completed  
26 within 10 years after the date of birth;

1           b. a certificate of baptism, or transcript thereof,  
2           duly certified, showing the date of birth and place of  
3           baptism of the child;

4           c. other documentary proof of age (other than a school  
5           record or an affidavit of age) such as a bona fide record  
6           of the date and place of the child's birth, kept in the  
7           Bible in which the records of births, marriages and deaths  
8           in the family of the child are preserved; a certificate of  
9           confirmation or other church ceremony at least one year  
10          old, showing the age of the child and the date and place of  
11          the confirmation or ceremony; or a certificate of arrival  
12          in the United States, issued by the United States  
13          Immigration Officer, showing the age of the child; or a  
14          life insurance policy at least one year old showing the  
15          age of the child;

16          d. If none of the proofs of age described in items a, b  
17          and c are obtainable, and only in that case, the issuing  
18          officer may accept a certificate signed by a physician,  
19          who shall be a public health officer or a public school  
20          physician, stating that he has examined the child and that  
21          in his opinion the child is at least of the age required by  
22          this Act. The certificate shall show the height and weight  
23          of the child, the condition of the child's teeth, and any  
24          other facts concerning the child's physical development  
25          revealed by the examination and upon which his opinion as  
26          to the child's age is based, and shall be accompanied by a

1 school record of age.

2 3. A statement on a form approved by the Department of  
3 Labor and signed by the principal of the school that the minor  
4 attends, or during school holidays when the principal is not  
5 available, then by the Regional or District Superintendent of  
6 Schools ~~regional superintendent of schools~~ or by a person  
7 designated by him for that purpose, showing the minor's name,  
8 address, social security number, grade last completed, and the  
9 names of his parents, provided that the statement shall be  
10 required only in the case of a minor who is employed on school  
11 days outside school hours, or on Saturdays or other school  
12 holidays during the school term.

13 4. A statement of physical fitness signed by a public  
14 health or public school physician who has examined the minor,  
15 certifying that the minor is physically fit to be employed in  
16 all legal occupations or to be employed in legal occupations  
17 under limitations specified. If the statement of physical  
18 fitness is limited, the employment certificate issued thereon  
19 shall state clearly the limitations upon its use, and shall be  
20 valid only when used under the limitations so stated.

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

26 Examinations shall be made in accordance with the

1 standards and procedures prescribed by the State Director of  
2 the Department of Labor, in consultation with the State  
3 Director of the Department of Public Health and the State  
4 Superintendent of Education, and shall be recorded on a form  
5 furnished by the Department of Labor. When made by public  
6 health or public school physicians, the examination shall be  
7 made without charge to the minor. In case a public health or  
8 public school physician is not available, a statement from a  
9 private physician who has examined the minor may be accepted,  
10 provided that the examination is made in accordance with the  
11 standards and procedures established by the Department of  
12 Labor.

13 If the issuing officer refuses to issue a certificate to a  
14 minor, the issuing officer shall send to the principal of the  
15 school last attended by the minor the name and address of the  
16 minor and the reason for the refusal to issue the certificate.  
17 (Source: P.A. 87-895; 88-365.)

18 Section 99. Effective date. This Act takes effect upon  
19 becoming law."