

Application for Authorization to Employ A Student-Learner at Subminimum Wages

U.S. Department of Labor

Employment Standards Administration
Wage and Hour Division
230 South Dearborn Street, Room 514
Chicago, Illinois 60604



OMB No. 1215-0192
Expires: 3-31-2012

Instructions: Form WH-205 is completed by an employer to obtain certification to employ student-learners at wages lower than the Federal minimum wage to prevent curtailment of opportunities for employment. Submission of this information is voluntary, but failure to submit the information will prohibit the Wage and Hour Division from authorizing the employment of student-learners at subminimum rates. 29 U.S.C. § 214(a); 29 C.F.R. § 520.501.

The school officials' certification in Item 27 of the application provides temporary authority to employ the named student-learner under the terms proposed in the application which are in accordance with sections 520.502 and .503 of the Student-Learner Regulations (29 C.F.R. Part 520). The authority begins on the date the application is forwarded to the Regional Office of the Employment Standards Administration. At the end of 30 days, this authority is extended to become the approved certificate unless the Administrator or his/her authorized representative denies the application, issues a certificate with modified terms and conditions, or expressly extends the period of review. Note that the certificate is valid for no more than 1 school year and does not extend beyond the date of graduation.

OFFICIAL USE ONLY	
A. Control number	_____
B. Effective date	_____
C. Expiration date	_____
D. Reviewing official	_____

READ CAREFULLY THE INSTRUCTIONS FOR COMPLETING THIS FORM. PRINT OR TYPE ALL ANSWERS

1. Name and address, including zip code, of Establishment making application:		3A. Name and address of student-learner:	
2. Type of business and products manufactured, sold, or services rendered:		B. Date of birth: (Month, Day, Year)	
5. Proposed beginning date of employment (Month, Day, Year)		4. Name and address, including zip code, of school in which student-learner is enrolled.	
6. Proposed ending date of employment (Month, Day, Year)			
7. Proposed graduation date (Month, Day, Year)			
8. Number of weeks in school year		17. Title of student-learner occupation:	
9. Total hours of school instruction per week		18. Number of employees in this establishment	
10. Number of school hours directly related to employment training		19. Number of experienced employees in student-learner's occupation	
11. How is employment training scheduled (weekly, alternate weeks, etc.)?		20. Minimum hourly wage rate of experienced workers in item 19	
12. Number of weeks of employment training at subminimum wages		21. Subminimum wage(s) to be paid student-learner (if a progressive wage schedule is proposed, enter each rate and specify the period during which it will be paid):	
13. Number of hours of employment training a week			
14. Are Federal Vocational Education Funds being used for this program?			
15. Was this program authorized by the State Board of Vocational Education?		22. Is an age or Employment Certificate on file in this establishment for this student-learner? (If not, see instructions). <input type="checkbox"/> Yes <input type="checkbox"/> No	
16. If the answer to item 15 is "No", give the name of the recognized educational body which approved this program:		23. Is it anticipated that the student-learner will be employed in the performance of a government contract subject to the Walsh-Healey Public Contracts Act or the Service Contract Act? <input type="checkbox"/> Yes <input type="checkbox"/> No	

ATTACH SEPARATE PAGES IF NECESSARY

Form WH-205
Rev. July 2009

24. Outline the school instruction **directly** related to the employment training (list courses, etc.)

25. Outline training on-the-job (describe briefly the work process in which the student-learner will be trained and list the types of any machines used).

26. Signature of student-learner

I have read the statements made above and ask that the requested certificate, authorizing my employment training at subminimum wages and under the conditions stated, be granted by the Administrator or his/her authorized representative.

Print or type name of student-learner

Signature of student-learner

Date

27. CERTIFICATION BY SCHOOL OFFICIAL

I certify that the student named herein will be receiving instruction in an accredited school and will be employed pursuant to a bona fide vocational training program, and that the application is properly executed in conformance with sections 520.502 and .503 of the Student- Learner Regulation.

(Print or type name of official)

Signature of School Official

Date

Title _____

Tel. No. _____

(Include Area Code)

28. CERTIFICATION BY EMPLOYER OR AUTHORIZED REPRESENTATIVE:

I certify, in applying for this certificate, that all of the foregoing statements are, to the best of my knowledge and belief, true and correct.

(Print or type name of employer or representative)

Signature of employer or representative

Date

Title _____

Tel. No. _____

(Include Area Code)

ATTACH SEPARATE SHEETS IF NECESSARY

Public Burden Statement

Persons are not required to respond to this collection of information unless it displays a currently valid OMB control number. This report is authorized by section 14(a) of the Fair Labor Standards Act (FLSA). 29 U.S.C. § 214(a). Your response is voluntary. The Department of Labor uses the information provided on this application in determining whether to authorize employment of student-learners at wages lower than the Federal minimum wage.

Public reporting burden for this collection of information is estimated to average 30 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the U.S. Department of Labor, Administrator, Wage and Hour Division, Room S-3502, 200 Constitution Avenue, N.W., Washington, D.C. 20210. **DO NOT SEND THE COMPLETED FORM TO THIS OFFICE.**