

SENATE BILL 70

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7lr0964

(PRE-FILED)

By: **Senator Waugh**

Requested: October 24, 2016

Introduced and read first time: January 11, 2017

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Unemployment Insurance – Exemption From Covered Employment – Youth**
3 **Sports Organization Volunteers**

4 FOR the purpose of providing that, under certain circumstances, work that is performed by
5 volunteers for youth sports organizations is not covered employment under the
6 unemployment insurance law; defining certain terms; and generally relating to
7 exemptions from covered employment under unemployment insurance law.

8 BY adding to

9 Article – Labor and Employment

10 Section 8–206(i)

11 Annotated Code of Maryland

12 (2016 Replacement Volume)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
14 That the Laws of Maryland read as follows:

15 **Article – Labor and Employment**

16 8–206.

17 **(I) (1) (I) IN THIS SUBSECTION THE FOLLOWING WORDS HAVE THE**
18 **MEANINGS INDICATED.**

19 **(II) “COMPENSATION” DOES NOT INCLUDE THE ACTUAL AND**
20 **NECESSARY EXPENSES THAT ARE:**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 1. **INCURRED BY A VOLUNTEER IN CONNECTION WITH**
2 **THE SERVICES PROVIDED OR DUTIES PERFORMED FOR THE YOUTH SPORTS**
3 **ORGANIZATION; AND**

4 2. **REIMBURSED TO THE VOLUNTEER OR OTHERWISE**
5 **PAID BY THE YOUTH SPORTS ORGANIZATION.**

6 (III) **“VOLUNTEER” MEANS AN INDIVIDUAL WHO PROVIDES**
7 **SERVICES OR PERFORMS DUTIES AS AN ATHLETIC COACH, MANAGER, PROGRAM**
8 **LEADER, OR TEAM ASSISTANT FOR COMPENSATION NOT EXCEEDING \$5,000.**

9 (IV) 1. **“YOUTH SPORTS ORGANIZATION” MEANS AN**
10 **ATHLETIC OR RECREATIONAL PROGRAM:**

11 A. **ORGANIZED FOR COMPETITION AGAINST ANOTHER**
12 **TEAM, CLUB, OR ENTITY OR FOR ATHLETIC INSTRUCTION FOR PARTICIPANTS WHO**
13 **ARE UNDER THE AGE OF 19 YEARS;**

14 B. **ORGANIZED FOR PLEASURE, RECREATION, OR OTHER**
15 **NONPROFIT PURPOSES;**

16 C. **THAT DOES NOT HAVE ANY PART OF THE NET**
17 **EARNINGS BENEFITING ANY PRIVATE SHAREHOLDER; AND**

18 D. **THAT HAS AN ADULT EMPLOYEE OR A VOLUNTEER**
19 **WHO HAS SUPERVISORY OR DISCIPLINARY AUTHORITY OVER YOUTH PARTICIPANTS.**

20 2. **“YOUTH SPORTS ORGANIZATION” DOES NOT**
21 **INCLUDE:**

22 A. **A PUBLIC OR PRIVATE EDUCATIONAL INSTITUTION’S**
23 **ATHLETIC PROGRAM; OR**

24 B. **A SCHOOL-ASSOCIATED ATHLETIC ACTIVITY.**

25 (2) **WORK THAT IS PERFORMED BY A VOLUNTEER FOR A YOUTH**
26 **SPORTS ORGANIZATION IS NOT COVERED EMPLOYMENT.**

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
28 October 1, 2017.