

SENATE BILL 70

K2

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.