



General Assembly

February Session, 2016

Raised Bill No. 5261

LCO No. 1351



Referred to Committee on LABOR AND PUBLIC EMPLOYEES

Introduced by:
(LAB)

***AN ACT CONCERNING OPERATORS OF ATHLETIC ACTIVITIES,
COACHES AND REFEREES AND THE EMPLOYER-EMPLOYEE
RELATIONSHIP.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective from passage*) (a) For purposes of this
2 section:

3 (1) "Coach" means any individual who volunteers or is paid to act as
4 a head coach, assistant coach, clinician, manager or instructor, or in a
5 similar supervisory position, for participants engaged in any organized
6 athletic activity;

7 (2) "Operator" means any municipality, business or nonprofit
8 organization that conducts, coordinates, organizes or otherwise
9 oversees any organized athletic activity;

10 (3) "Organized athletic activity" means any activity involving
11 participants who (A) (i) engage in an organized athletic game or
12 competition against another team, club or entity or in practice or
13 preparation for an organized game or competition against another

14 team, club or entity, or (ii) attend an organized athletic camp or clinic,
15 the purpose of which is to train, instruct or prepare such participants
16 to engage in an organized athletic game or competition, and (B) (i) pay
17 a fee to participate in such organized athletic game or competition or
18 attend such camp or clinic, or (ii) whose cost to participate in such
19 athletic game or competition or to attend such camp or clinic is
20 sponsored by an operator. "Organized athletic activity" does not
21 include any college or university athletic activity or an athletic activity
22 that is incidental to a nonathletic program or an academic lesson; and

23 (4) "Referee" means an individual who volunteers or is paid to act as
24 a referee, official, umpire or judge, or in a similar supervisory position,
25 for any organized athletic activity.

26 (b) On and after October 1, 2016, no employer-employee
27 relationship shall be deemed to exist between any operator of any
28 organized athletic activity and any individual who is retained by such
29 operator as a coach or referee of such organized athletic activity, except
30 such operator and individual may mutually agree, in writing, to enter
31 into an employer-employee relationship.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section

Statement of Purpose:

To clarify the employment relationship between coaches, referees and operators of certain organized athletic activities.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]