



2015-2016 General Assembly

HOUSE BILL 765: Regulatory Reform Act of 2015, Sec. 2.3: Amend Definition of "Employee" Under the Workers' Compensation Act to Exclude Volunteers and Officers of Certain Nonprofit Corporations and Associations

Committee:
Introduced by:
Analysis of: Sec. 2.3 of S.L. 2015-286

Date:
Prepared by: Theresa Matula
Legislative Analyst

SUMMARY: *Sec. 2.3 of S.L. 2015-286 amends the definition of "employee" under the Workers' Compensation Act to exclude volunteers and officers of certain nonprofit corporations and associations. The amended definition provides that an "employee" does not include a person elected or appointed and empowered as an executive officer, director, or committee member under the charter, articles, or bylaws of a nonprofit, who performs voluntary service receiving no remuneration other than reasonable reimbursement for expenses. The definition applies to nonprofits subject to the following acts: the Unit Ownership Act, the Condominium Act, the Planned Community Act, the Nonprofit Corporation Act, the Uniform Unincorporated Nonprofit Association Act, and any organization that is exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code. The amendment does not prohibit nonprofit corporations from providing workers' compensation benefits. The amendment clarifies that it does not include certain volunteer public safety workers that are described in the current law.*

This section became effective October 22, 2015.

Karen Cochrane-
Brown
Director



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Research Division
(919) 733-2578