

AN ACT concerning

Wage and Hour Law - Definition of Employees

FOR the purpose of modifying the definition of certain individuals excluded from classification of "employee" in the State's Wage and Hour Laws.

BY repealing and re-enacting, with amendments,

Article 100 - Work, Labor and Employment  
Section 82(e)  
Annotated Code of Maryland  
(1964 Replacement Volume and 1974 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section 82(e) of Article 100 - Work, Labor and Employment, of the Annotated Code of Maryland (1964 Replacement Volume and 1974 Supplement) be and it is hereby repealed and re-enacted, with amendments, to read as follows:

Article 100 - Work, Labor and Employment

82.

(e) "Employee" includes any individual employed by an employer but shall not include:

- (1) Any individual employed in agriculture;
- (2) Any individual employed in a bona fide executive, administrative, or professional capacity (as such terms are defined and delimited by regulation of the Commissioner);
- (3) Any individual engaged in the activities of an educational, charitable, religious, or nonprofit organization where the employer-employee relationship does not in fact exist and where the services are rendered to such organizations gratuitously, and with no expectation of gain;
- (4) Any individual who [is a student regularly enrolled in primary and secondary schools who] is employed [[BY ONE OR MORE EMPLOYERS FOR A TOTAL OF]] [after school hours or during vacation, for] not more than 20 hours in any week AND HAS NOT REACHED THE AGE OF 16;
- (5) Any individual employed as an outside