

SENATE No. 1204

The Commonwealth of Massachusetts

PRESENTED BY:

Paul W. Mark

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act to exempt ski volunteers from minimum wage.

PETITION OF:

| NAME: | DISTRICT/ADDRESS: | |
|-----------------------------|---|------------------|
| <i>Paul W. Mark</i> | <i>Berkshire, Hampden, Franklin and Hampshire</i> | |
| <i>John J. Cronin</i> | <i>Worcester and Middlesex</i> | <i>4/11/2023</i> |
| <i>John Barrett, III</i> | <i>1st Berkshire</i> | <i>4/12/2023</i> |
| <i>Kimberly N. Ferguson</i> | <i>1st Worcester</i> | <i>4/13/2023</i> |
| <i>Edward J. Kennedy</i> | <i>First Middlesex</i> | <i>5/1/2023</i> |
| <i>Hannah Kane</i> | <i>11th Worcester</i> | <i>5/1/2023</i> |
| <i>James Arciero</i> | <i>2nd Middlesex</i> | <i>6/5/2023</i> |

SENATE No. 1204

By Mr. Mark, a petition (accompanied by bill, Senate, No. 1204) of Paul W. Mark for legislation to exempt ski volunteers from minimum wage. Labor and Workforce Development.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act to exempt ski volunteers from minimum wage.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Section 2 of Chapter 151 of the General Laws is hereby amended by striking out the
2 seventh paragraph and inserting in place thereof the following section:-

3 "Occupation", an industry, trade or business or branch thereof or class of work therein,
4 whether operated for profit or otherwise, and any other class of work in which persons are
5 gainfully employed, but shall not include professional service, agricultural and farm work, work
6 by persons being rehabilitated or trained under rehabilitation or training programs in charitable,
7 educational or religious institutions, work by seasonal camp counselors and counselor trainees,
8 work by members of religious orders, or seasonal volunteer ski patrollers and seasonal volunteer
9 ambassadors or hosts. Occupation shall also not include outside sales work regularly performed
10 by outside salesmen who regularly sell a product or products away from their employer's place of
11 business and who do not make daily reports or visits to the office or plant of their employer.