

Requested by Representative HOLVEY

**PROPOSED AMENDMENTS TO
HOUSE BILL 4093**

1 On page 1 of the printed bill, after line 4, insert:

2 **“SECTION 1. (1) As used in this section:**

3 **“(a) ‘Amateur athlete’ means an individual who:**

4 **“(A)(i) Has been declared an amateur athlete under the rules of the**
5 **United States Olympic Committee or the Canadian Olympic Commit-**
6 **tee; or**

7 **“(ii) Participates in training or conditioning for, and participating**
8 **in, amateur sports activities, events or competitions that are associ-**
9 **ated with an amateur sports organization; and**

10 **“(B) Receives no remuneration for performance of services as an**
11 **athlete while actively engaged in training or conditioning for, or par-**
12 **ticipating in, amateur sports activities, events or competitions other**
13 **than board, room, rent, housing, lodging or other reasonable inci-**
14 **dental subsistence allowance.**

15 **“(b) ‘Amateur sports organization’ means a group or association**
16 **that fosters amateur sports activities and competitions for amateur**
17 **athletes and is organized under a regional, national or international**
18 **certifying authority.**

19 **“(2)(a) On or before January 1 of each year, an amateur sports or-**
20 **ganization shall submit to the Director of the Department of Con-**
21 **sumer and Business Services a report that includes the following**

1 **information:**

2 **“(A) A list of the names, addresses and any other contact informa-**
3 **tion for the regional, national and international certifying authority**
4 **that has certified the organization as an amateur sports organization;**
5 **and**

6 **“(B) A roster that lists the names, addresses and other contact in-**
7 **formation for each team, league, club and association that is affiliated**
8 **with or governed by the amateur sports organization and that partic-**
9 **ipates in amateur sports activities, events or competitions in this**
10 **state.**

11 **“(b) Upon request, an amateur sports organization shall make**
12 **copies of the report available to interested persons.**

13 **“(3) The director of the department shall make available to the**
14 **public the reports submitted to the department under subsection (2)**
15 **of this section.**

16 **“(4) For the purposes of section 8 of this 2018 Act, the provisions**
17 **of ORS chapters 652 and 653 and ORS 656.027, an individual is an am-**
18 **ateur athlete when the individual is actively engaged in training or**
19 **conditioning for, or participating in, amateur sports activities, events**
20 **or competitions.”.**

21 In line 5, delete “1” and insert “2”.

22 On page 2, delete lines 37 through 41 and insert:

23 “(13)(a) An amateur athlete as defined in section 1 of this 2018 Act; or”.

24 In line 43, after the period delete the rest of the line and delete lines 44
25 and 45.

26 On page 3, delete line 1.

27 On page 5, delete lines 7 through 10.

28 In line 11, delete “2” and insert “3”.

29 Delete lines 30 through 32 and insert:

30 **“(E) An individual who is an amateur athlete as defined in section 1 of**

1 this 2018 Act.”.

2 Delete lines 39 through 42.

3 In line 43, restore “(5)” and delete “(6)”.

4 In line 45, restore “(6)” and delete “(7)”.

5 On page 6, line 4, restore “(7)” and delete “(8)”.

6 In line 5, restore “(8)” and delete “(9)”.

7 In line 7, restore “(9)” and delete “(10)”.

8 In line 8, restore “(10)” and delete “(11)”.

9 In line 11, restore “(11)” and delete “(12)”.

10 In line 13, restore “(12)” and delete “(13)”.

11 In line 16, delete “3” and insert “4”.

12 On page 7, delete lines 1 through 3 and insert:

13 “(D) An individual who is an amateur athlete as defined in section 1 of
14 this 2018 Act.”.

15 In line 18, delete “4” and insert “5”.

16 Delete lines 31 through 34 and insert:

17 “(B) Services performed by an individual who is an amateur athlete as
18 defined in section 1 of this 2018 Act.”.

19 On page 8, delete lines 16 through 35 and insert:

20 **“SECTION 6.** ORS 653.362 is amended to read:

21 “653.362. The provisions of ORS 653.305 to 653.370 do not apply to:

22 “(1) A person under 18 years of age serving as a referee or assistant ref-
23 eree in a youth or adult recreational soccer match.

24 **“(2) An individual who is an amateur athlete as defined in section
25 1 of this 2018 Act.**

26 **“SECTION 7. Section 8 of this 2018 Act is added to and made a part
27 of ORS 657.043 to 657.094.**

28 **“SECTION 8. (1) ‘Employment’ does not include services performed
29 by an individual who is an amateur athlete as defined in section 1 of
30 this 2018 Act.**

1 **“(2) The provisions of subsection (1) of this section do not apply to**
2 **services performed by an individual described in subsection (1) of this**
3 **section who performs services for:**

4 **“(a) A nonprofit employing unit;**

5 **“(b) This state;**

6 **“(c) A political subdivision of this state; or**

7 **“(d) An Indian tribe.**

8 **“SECTION 9. Nothing in section 1 or 8 of this 2018 Act or the**
9 **amendments to statutes by sections 2 to 6 of this 2018 Act is intended**
10 **to apply to student athletes as defined in ORS 702.005.”.**

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