

1 AN ACT relating to an exemption from workers' compensation for religious
2 organizations.

3 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

4 ➔Section 1. KRS 342.650 is amended to read as follows:

5 The following employees are exempt from the coverage of this chapter:

- 6 (1) Any person employed as a domestic servant in a private home by an employer who
7 has less than two (2) employees each regularly employed forty (40) or more hours a
8 week in domestic servant employment;
- 9 (2) Any person employed, for not exceeding twenty (20) consecutive work days, to do
10 maintenance, repair, remodeling, or similar work in or about the private home of the
11 employer, or if the employer has no other employees subject to this chapter, in or
12 about the premises where that employer carries on his or her trade, business, or
13 profession;
- 14 (3) Any person performing services in return for aid or sustenance only, received from
15 any religious or charitable organization;
- 16 (4) Any person for whom a rule of liability for injury or death is provided by the laws
17 of the United States, except those persons covered under Title IV, Public Law 91-
18 173, 91st Congress, commonly referred to as the Black Lung Benefits of the Federal
19 Coal Mine Health and Safety Act of 1969, or as amended;
- 20 (5) Any person employed in agriculture;
- 21 (6) Any person who would otherwise be covered but who elects not to be covered in
22 accordance with the administrative regulations promulgated by the commissioner;
- 23 (7) Any person participating as a driver or passenger in a voluntary vanpool or carpool
24 program while that person is on the way to or from his or her place of employment.
25 For the purposes of this subsection, carpool or vanpool means any method by which
26 two (2) or more employees are transported from their residences to their places of
27 employment; ~~and~~

1 (8) Members of a religious sect or division that is an adherent of established tenets or
2 teachings by reason of which members are conscientiously opposed to acceptance of
3 the benefits of any public or private insurance which makes payments in the event
4 of death, disability, old age, or retirement, or makes payments toward the cost of, or
5 provides services for, medical bills, including the benefits of any insurance system
6 established by the Federal Social Security Act, 42 U.S.C. secs. 301 et seq., and it is
7 the practice, and has been for ten (10) or more years, for members of the sect or
8 division to make reasonable provision for their dependent members;

9 (9) Any licensed or unlicensed, commissioned, ordained or unordained, or lay
10 minister of religion who has no set oral or written agreement with a church or
11 religious organization to receive a fixed regular payment for services provided to
12 the church or who works no more than ten (10) hours per week; and

13 (10) Any caretaker of a cemetery or property owned or operated by a church or
14 religious organization who provides general cleanup services, including but not
15 limited to mowing, raking, dusting, sweeping, and mopping which could be
16 performed for other individuals or organizations, who works no more than ten
17 (10) hours per week.