

Public Law 105–221  
105th Congress

An Act

Aug. 7, 1998  
[H.R. 3152]

To provide that certain volunteers at private non-profit food banks are not employees for purposes of the Fair Labor Standards Act of 1938.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

Amy Somers  
Volunteers at  
Food Banks Act.  
29 USC 201 note.

**SECTION 1. SHORT TITLE.**

This Act may be cited as the “Amy Somers Volunteers at Food Banks Act”.

**SEC. 2. FAIR LABOR STANDARDS ACT OF 1938.**

Section 3(e) of the Fair Labor Standards Act of 1938 (29 U.S.C. 203(e)) is amended by adding at the end the following:

“(5) The term ‘employee’ does not include individuals who volunteer their services solely for humanitarian purposes to private non-profit food banks and who receive from the food banks groceries.”.

Approved August 7, 1998.

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**LEGISLATIVE HISTORY—H.R. 3152:**

CONGRESSIONAL RECORD, Vol. 144 (1998):  
June 25, considered and passed House.  
July 29, considered and passed Senate.

