

Employment Status of AmeriCorps Members References

Updated: 02.02.2022

National and Community Service Act – As Amended

- Member status is referenced on page 11, 42 U.S.C. 12511 (30) (B)
- (30) PARTICIPANT. —
 - (A) IN GENERAL. —The term “participant” means— (i) for purposes of subtitle C, an individual in an approved national service position; and (ii) for purposes of any other provision of this Act, an individual enrolled in a program that receives assistance under this title.
 - (B) RULE. —A participant shall not be considered to be an employee of the organization receiving assistance under the national service laws through which the participant is engaging in service.

45 CFR 2510.20 Definitions – “Participant”

- Member status and the definition of “Participant” as part of 45 CFR 2510.20 Definitions
- Participant.
 - (1) the term *participant* means an individual enrolled in a program that receives assistance under the Act.
 - (2) A participant may not be considered to be an employee of the program in which the participant is enrolled.
 - (3) A participant may also be referred to by the term *member*.

Department of Labor – Unemployment Insurance Program Letter No. 25-95

- Coverage of Services Performed by AmeriCorps Participants
- To provide States with guidance concerning coverage of services performed by AmeriCorps participants for State and local governments and certain nonprofit organizations.