

HOUSE BILL No. 1218

DIGEST OF INTRODUCED BILL

Citations Affected: IC 23-2-2.5-0.5.

Synopsis: Franchise employment. Provides that, for purposes of the Indiana franchise law, a franchisor (as defined under federal regulations) is not considered to be an employer or co-employer of: (1) a franchisee (as defined under federal regulations); or (2) an employee of a franchisee; unless the franchisor agrees in writing to assume the role of an employer or co-employer.

Effective: July 1, 2016.

Harman

January 11, 2016, read first time and referred to Committee on Employment, Labor and Pensions.



Second Regular Session of the 119th General Assembly (2016)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2015 Regular Session of the General Assembly.

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A BILL FOR AN ACT to amend the Indiana Code concerning business and other associations.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 23-2-2.5-0.5 IS ADDED TO THE INDIANA
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2016]: **Sec. 0.5. (a) As used in this section,**
4 **"franchisor" has the meaning set forth in 16 CFR 436.1(k).**
5 **(b) As used in this section, "franchisee" has the meaning set**
6 **forth in 16 CFR 436.1(i).**
7 **(c) For purposes of this chapter, a franchisor is not considered**
8 **to be an employer or co-employer of:**
9 **(1) a franchisee; or**
10 **(2) an employee of a franchisee;**
11 **unless the franchisor agrees, in writing, to assume the role of an**
12 **employer or co-employer of the franchisee or the employee of a**
13 **franchisee.**

