



January 22, 2016

SENATE BILL No. 400

DIGEST OF SB 400 (Updated January 20, 2016 11:35 am - DI 102)

Citations Affected: Noncode.

Synopsis: Employee misclassification. Urges the legislative council to assign to the interim study committee on employment and labor or another appropriate interim study committee during the 2016 legislative interim the topics of employee misclassification, payroll fraud, and the use of independent contractor status.

Effective: July 1, 2016.

Boots

January 12, 2016, read first time and referred to Committee on Pensions & Labor.
January 21, 2016, amended, reported favorably — Do Pass.

SB 400—LS 6881/DI 102



January 22, 2016

Second Regular Session 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.

SENATE BILL No. 400

A BILL FOR AN ACT concerning labor and safety.

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

- 1 SECTION 1. [EFFECTIVE JULY 1, 2016] (a) As used in this
2 SECTION, "legislative council" refers to the legislative council
3 established by IC 2-5-1.1-1.
4 (b) The legislative council is urged to assign to the interim study
5 committee on employment and labor established by IC 2-5-1.3-4 or
6 another appropriate interim study committee during the 2016
7 legislative interim the topics of:
8 (1) employee misclassification;
9 (2) payroll fraud; and
10 (3) the use of independent contractor status.
11 (c) If the topics described in subsection (b) are assigned to an
12 interim study committee, the interim study committee shall issue
13 a final report to the legislative council containing the interim study
14 committee's findings and recommendations, including any
15 recommended legislation, in an electronic format under IC 5-14-6
16 not later than November 1, 2016.
17 (d) This SECTION expires December 31, 2016.

SB 400—LS 6881/DI 102



COMMITTEE REPORT

Madam President: The Senate Committee on Pensions and Labor, to which was referred Senate Bill No. 400, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Delete the title and insert the following:

A BILL FOR AN ACT concerning labor and safety.

Page 1, delete lines 1 through 17, begin a new paragraph and insert:

"SECTION 1. [EFFECTIVE JULY 1, 2016] **(a) As used in this SECTION, "legislative council" refers to the legislative council established by IC 2-5-1.1-1.**

(b) The legislative council is urged to assign to the interim study committee on employment and labor established by IC 2-5-1.3-4 or another appropriate interim study committee during the 2016 legislative interim the topics of:

- (1) employee misclassification;**
- (2) payroll fraud; and**
- (3) the use of independent contractor status.**

(c) If the topics described in subsection (b) are assigned to an interim study committee, the interim study committee shall issue a final report to the legislative council containing the interim study committee's findings and recommendations, including any recommended legislation, in an electronic format under IC 5-14-6 not later than November 1, 2016.

(d) This SECTION expires December 31, 2016."

Delete pages 2 through 3.

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to SB 400 as introduced.)

BOOTS, Chairperson

Committee Vote: Yeas 6, Nays 0.

