



Reprinted
January 30, 2018

SENATE BILL No. 425

DIGEST OF SB 425 (Updated January 29, 2018 3:07 pm - DI 102)

Citations Affected: IC 22-4.

Synopsis: Unemployment insurance matters. Excludes from the definition of "employment", for purposes of the unemployment compensation system, service performed by a driver who provides drive away operations when: (1) the vehicle being driven is the commodity being delivered; and (2) the driver has entered into an agreement with the party arranging for the transportation that specifies the driver is an independent contractor and not an employee.

Effective: July 1, 2018.

Doriot, Niezgodski, Ruckelshaus

January 10, 2018, read first time and referred to Committee on Pensions and Labor.
January 25, 2018, amended, reported favorably — Do Pass.
January 29, 2018, read second time, amended, ordered engrossed.

SB 425—LS 6549/DI 102



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Second Regular Session 120th General Assembly (2018)

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 2017 Regular Session of the General Assembly.

SENATE BILL No. 425

A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.

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

- 1 SECTION 1. IC 22-4-8-3.6 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2018]: **Sec. 3.6. (a) As used in this section, "drive away" has the**
4 **meaning set forth in IC 9-20-9-1.**
5 **(b) As used in this article, "employment" does not include**
6 **service performed by a driver who provides drive away operations**
7 **when:**
8 **(1) the vehicle being driven is the commodity being delivered;**
9 **and**
10 **(2) the driver has entered into an agreement with the party**
11 **arranging for the transportation that specifies the driver is an**
12 **independent contractor and not an employee.**

SB 425—LS 6549/DI 102



COMMITTEE REPORT

Madam President: The Senate Committee on Pensions and Labor, to which was referred Senate Bill No. 425, 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:

Page 1, line 3, after "Sec. 3.6." insert "**(a) As used in this subsection, "drive away" has the meaning set forth in IC 9-20-9-1. (b)**".

and when so amended that said bill do pass.

(Reference is to SB 425 as introduced.)

BOOTS, Chairperson

Committee Vote: Yeas 10, Nays 0.

SENATE MOTION

Madam President: I move that Senate Bill 425 be amended to read as follows:

Page 1, line 3, delete "subsection," and insert "**section,**".

Page 1, line 6, delete "drive-away" and insert "**drive away**".

(Reference is to SB 425 as printed January 26, 2018.)

DORIOT

