
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1297 Session of
2019

INTRODUCED BY KEEFER, MILLARD, RYAN, PICKETT, ZIMMERMAN, TOOHL,
SAYLOR, BERNSTINE, MACKENZIE, GROVE, DUSH, GLEIM, ROTHMAN,
KLUNK, IRVIN, MASSER, SCHEMEL, MALONEY, MOUL, DOWLING,
STRUZZI AND JONES, APRIL 25, 2019

REFERRED TO COMMITTEE ON LABOR AND INDUSTRY, APRIL 25, 2019

AN ACT

1 Amending the act of October 13, 2010 (P.L.506, No.72), entitled
2 "An act providing for the criteria for independent
3 contractors in the construction industry and for the powers
4 and duties of the Department of Labor and Industry and the
5 Secretary of Labor and Industry; and imposing penalties,"
6 further providing for independent contractors.

7 The General Assembly of the Commonwealth of Pennsylvania
8 hereby enacts as follows:

9 Section 1. Section 3 of the act of October 13, 2010
10 (P.L.506, No.72), known as the Construction Workplace
11 Misclassification Act, is amended by adding a subsection to
12 read:

13 Section 3. Independent contractors.

14 * * *

15 (a.1) Contractor registration.--Evidence that an individual
16 is registered as a contractor under the act of October 17, 2008
17 (P.L.1645, No.132), known as the Home Improvement Consumer
18 Protection Act, at the time the individual performs services in
19 the construction industry shall constitute prima facie evidence

1 that the individual is an independent contractor under
2 subsection (a).

3 * * *

4 Section 2. This act shall take effect in 60 days.