

HOUSE No. 4748

The Commonwealth of Massachusetts

In the Year Two Thousand Ten

An Act relative to independent contractors..

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Chapter 149 of the General Laws is hereby amended by inserting after
2 section 147H the following section:-

3 Section 147I. (a) An individual whose work is performed solely in the individual's place
4 of residence shall be exempt from the requirements of section 148B(a)(2), but not sections 148B
5 (a)(1) and 148B (a)(3), of chapter 149. This section does not apply to individuals who work with
6 or for the individual.(b) The exception provided in paragraph (a) of this section shall not apply to
7 an individual who has been coerced, threatened or intimidated into establishing an independent
8 business nor shall it apply to individuals who telecommute or work remotely from home.(c) Each
9 individual seeking this exemption shall register with the Secretary of State and shall be issued
10 without a fee. The registration shall contain, at a minimum, the following information: name of
11 the individual seeking the exemption, the nature of the independently established business, the
12 address of the residence at which the work is performed and proof that the address listed is the
13 applicant's legal residence. The Secretary of State shall issue regulations necessary to ensure
14 registration under this section. The document shall be typewritten, printed or in such other form

15 as the Secretary of State shall prescribe. The document shall be executed by the individual
16 seeking the exemption. The registration shall be renewed every 3 years.