

**HOUSE . . . . . No. 3313**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***Shaunna O'Connell***

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

**An Act allowing voluntary registration of independent contractors.**

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Shaunna O'Connell</i>	<i>3rd Bristol</i>	
<i>Matthew A. Beaton</i>	<i>11th Worcester</i>	<i>3/6/2013</i>
<i>Geoff Diehl</i>	<i>7th Plymouth</i>	<i>3/5/2013</i>
<i>Peter J. Durant</i>	<i>6th Worcester</i>	<i>3/6/2013</i>
<i>Kimberly N. Ferguson</i>	<i>1st Worcester</i>	<i>1/31/2013</i>
<i>Donald Humason</i>		<i>2/1/2013</i>
<i>Leonard Mirra</i>	<i>2nd Essex</i>	<i>3/7/2013</i>
<i>Keiko M. Orrall</i>	<i>12th Bristol</i>	<i>2/1/2013</i>
<i>Bruce E. Tarr</i>	<i>First Essex and Middlesex</i>	<i>3/5/2013</i>
<i>David T. Vieira</i>	<i>3rd Barnstable</i>	<i>3/6/2013</i>

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By Mrs. O'Connell of Taunton, a petition (accompanied by bill, House, No. 3313) of Shaunna O'Connell and others relative to allowing voluntary registration of independent contractors. Labor and Workforce Development.

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**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Thirteen**  
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An Act allowing voluntary registration of 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 148B of chapter 149 of the General Laws, as appearing in the 2010 Official  
2 Edition, is hereby amended by inserting after the word “performed”, in line 9, the following  
3 words:-- ; however, an individual shall not be considered to be an employee of the clients or  
4 customers served under contract if the individual has registered online with the department of  
5 revenue as pursuing a livelihood as an independent contractor at a trade, occupation, profession,  
6 or business and attested to all of the following: (i) the registration is entirely voluntary, meaning  
7 free from coercion by a client or customer or employer; (ii) the individual is enrolled as a  
8 payroll-tax paying entity with the department of revenue and other state agencies listed in the  
9 online registration as overseeing employment compliance; (iii) the individual is pursuing  
10 multiple client or customer relationships for the trade, occupation, profession or business; and  
11 (iv) the individual agrees to keep auditable records of client or customer relationships.