

HOUSE No. 1725**The Commonwealth of Massachusetts**

PRESENTED BY:

Bradley H. Jones, Jr.

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 relative to independent contractors.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Bradley H. Jones, Jr.</i>	<i>20th Middlesex</i>	<i>1/16/2015</i>
<i>Bradford R. Hill</i>	<i>4th Essex</i>	<i>1/29/2015</i>
<i>Elizabeth A. Poirier</i>	<i>14th Bristol</i>	<i>1/16/2015</i>
<i>Susan Williams Gifford</i>	<i>2nd Plymouth</i>	<i>9/27/2019</i>
<i>Paul K. Frost</i>	<i>7th Worcester</i>	<i>9/27/2019</i>
<i>F. Jay Barrows</i>	<i>1st Bristol</i>	<i>9/27/2019</i>
<i>Sheila C. Harrington</i>	<i>1st Middlesex</i>	<i>9/27/2019</i>
<i>Shawn Dooley</i>	<i>9th Norfolk</i>	<i>9/27/2019</i>
<i>Keiko M. Orrall</i>	<i>12th Bristol</i>	<i>9/27/2019</i>
<i>David K. Muradian, Jr.</i>	<i>9th Worcester</i>	<i>9/27/2019</i>
<i>Angelo L. D'Emilia</i>	<i>8th Plymouth</i>	<i>9/27/2019</i>
<i>Steven S. Howitt</i>	<i>4th Bristol</i>	<i>9/27/2019</i>
<i>Kimberly N. Ferguson</i>	<i>1st Worcester</i>	<i>9/27/2019</i>
<i>Leah Cole</i>	<i>12th Essex</i>	<i>9/27/2019</i>
<i>Kevin J. Kuros</i>	<i>8th Worcester</i>	<i>9/27/2019</i>
<i>Timothy R. Whelan</i>	<i>1st Barnstable</i>	<i>9/27/2019</i>
<i>Nicholas A. Boldyga</i>	<i>3rd Hampden</i>	<i>9/27/2019</i>
<i>Randy Hunt</i>	<i>5th Barnstable</i>	<i>9/27/2019</i>

David T. Vieira

3rd Barnstable

9/27/2019

HOUSE No. 1725

By Mr. Jones of North Reading, a petition (accompanied by bill, House, No. 1725) of Bradley H. Jones, Jr., and others relative to independent contractors. Labor and Workforce Development.

The Commonwealth of Massachusetts

In the One Hundred and Eighty-Ninth General Court
(2015-2016)

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. Section 148B of chapter 149 of the Massachusetts General Laws, as
2 amended by section 26 of chapter 193 of the acts of 2004, is hereby amended by striking out
3 paragraph (a) and inserting in place the following new paragraph: -

4 (a) For the purpose of this chapter and chapter 151, an individual performing any service,
5 except as authorized under this chapter, shall be considered to be an employee under those
6 chapters unless:- (1) the individual is free from control and direction in connection with the
7 performance of the service, both under his contract for the performance of service and in fact;
8 and (2) the service is performed outside the usual course of the business of the employer; or, (3)
9 the individual is customarily engaged in an independently established trade, occupation,
10 profession or business of the same nature as that involved in the service performed.