

# HOUSE RESEARCH

## Bill Summary

**FILE NUMBER:** H.F. 2198  
**Version:** As introduced

**DATE:** March 12, 2014

**Authors:** Nelson

**Subject:** Independent contractors

**Analyst:** Anita Neumann (651-296-5056)

This publication can be made available in alternative formats upon request. Please call 651-296-6753 (voice); or the Minnesota State Relay Service at 1-800-627-3529 (TTY) for assistance. Summaries are also available on our website at: [www.house.mn/hrd/hrd.htm](http://www.house.mn/hrd/hrd.htm).

### Section

- 1 Independent contractors.** Modifies registration of independent contractors to specify that an individual not registered as required by law, is presumed to be an employee. The person for whom the services were performed may rebut the presumption by showing that an unregistered individual satisfied all nine factors in law at the time services were performed. Applies the same requirements to business entities.
- 2 Applicability; registration requirement.** Removes references to pilot project and obsolete language relating to report. Updates cross reference to new section in chapter 326B.
- 3 Registration application.** Updates cross references. Specifies that anyone with an expired registration shall not provide construction services. Provides for expiration of registrations.
- 4 Prohibited activities related to independent contractor status.** Aligns prohibited activities under chapter 181 with those under chapter 326B related to independent contractors.
- 5 Data classified.** Technical and clarifying changes.
- 6 Construction contractor registration.** Defines business entity as a person other than an individual or sole proprietor.
- 7 Revisor's instructions.** Directs the updating of statutory cross references between chapters 181 and 326B.