

SECOND REGULAR SESSION

SENATE BILL NO. 1363

103RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR SCHROER.

5374S.011

KRISTINA MARTIN, Secretary

AN ACT

To amend chapter 285, RSMo, by adding thereto one new section relating to the employer-employee relationship.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 285, RSMo, is amended by adding thereto
2 one new section, to be known as section 285.075, to read as
3 follows:

285.075. 1. Notwithstanding any voluntary agreement
2 entered into between the United States Department of Labor
3 and a franchisee or a franchisor, neither a franchisee nor a
4 franchisee's employee shall be deemed to be an employee of
5 the franchisor for any purpose, unless the franchisor
6 exercises direct and immediate control over the hiring,
7 termination, discipline, and direction of the franchisee's
8 employees.

9 2. For purposes of this section, the terms
10 "franchisee" and "franchisor" shall have the same meaning as
11 in 16 CFR 436.1.

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