

FIRST REGULAR SESSION

HOUSE BILL NO. 300

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE SCHROER.

0676H.011

DANA RADEMAN MILLER, Chief Clerk

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 one new section, to be
2 known as section 285.075, to read as follows:

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

**7 2. For purposes of this section, the terms "franchisee" and "franchisor" shall have
8 the same meanings as in 16 C.F.R. 436.1.**

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EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.