

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute No. 2 for Senate Substitute for Senate Committee Substitute
2 for Senate Bill No. 835, Page 70, Section 361.996, Line 8, by inserting after all of said section and
3 line the following:

4
5 "3. A licensee may appoint an agent to provide payroll processing services for which the
6 agent would otherwise need to be licensed, provided that:

7 (1) There is a written agreement between the licensee and the agent that directs the agent to
8 provide payroll processing services on the licensee's behalf;

9 (2) The licensee holds the agent out to employees and other licensees as providing payroll
10 processing services on the licensee's behalf; and

11 (3) The licensee's obligation to the payee, including an employee or any other party entitled
12 to receive funds, from the payroll processing services provided by the agent shall not be
13 extinguished if the agent fails to remit the funds to the proper recipient.

14 4. A person appointed as an agent of a payor for purposes of providing payroll processing
15 services for which the agent would otherwise need to be licensed shall not need to be licensed,
16 provided all of the following apply:

17 (1) There is a written agreement between the payor and the agent that directs the agent to
18 provide payroll processing services on the payor's behalf;

19 (2) The payor holds the agent out to employees and other payees as providing payroll
20 processing services on the payor's behalf; and

21 (3) The payor's obligation to a payee, including an employee or any other party entitled to
22 receive funds via the payroll processing services provided by the agent, shall not be extinguished if
23 the agent fails to remit the funds to the payee."; and

24
25 Further amend said bill by amending the title, enacting clause, and intersectional references
26 accordingly.

Action Taken _____ Date _____