

SECOND REGULAR SESSION

HOUSE BILL NO. 1644

103RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE OVERCAST.

4247H.01I

JOSEPH ENGLER, 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**
3 **franchisee nor a franchisee's employee shall be deemed to be an employee of the**
4 **franchisor for any purpose, unless the franchisor exercises direct and immediate control**
5 **over the hiring, termination, discipline, and direction of the franchisee's employees.**

6 **2. For purposes of this section, the terms "franchisee" and "franchisor" shall**
7 **have the same meaning as in 16 CFR 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.