

FIRST REGULAR SESSION

# SENATE BILL NO. 320

103RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR SCHROER.

0702S.01H

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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