

Department of Fiscal Services
Maryland General Assembly

FISCAL NOTE
Revised

House Bill 513 (Delegate Brinkley)
Economic Matters

Referred to Finance

**Workers' Compensation - Independent Contractors Receiving Compensation From
Farmers for Service - Not Covered Employees**

This amended bill provides that an individual, other than a migrant farm worker, who receives compensation from a farmer for services is not a covered employee entitled to workers' compensation benefits if: (1) the individual is engaged in an independent business occupation of the same nature as the service performed; (2) the individual uses his/her own equipment, materials, and tools; (3) the individual directs his/her own performance; and (4) the farmer is not required to withhold taxes from the individual's compensation.

Fiscal Summary

State Effect: None. The bill clarifies independent contractor status and codifies current case law.

Local Effect: None.

Information Source(s): Workers' Compensation Commission, Uninsured Employers' Fund, Subsequent Injury Fund, Injured Workers' Insurance Fund

Fiscal Note History: First Reader - February 12, 1996
ncs Revised - House Third Reader - March 14, 1996

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