SENATE BILL 777

K26lr1964 CF HB 1334 By: Senators Astle and Hershey Introduced and read first time: February 5, 2016 Assigned to: Finance Committee Report: Favorable with amendments Senate action: Adopted Read second time: March 18, 2016 CHAPTER AN ACT concerning Unemployment Insurance - Exemption From Covered Employment - Messenger Service Business FOR the purpose of altering the definition of "messenger service business" for purposes of a certain exemption from covered employment for certain unemployment benefits: specifying that commission includes certain payment arrangements for purposes of the exemption; providing for the application of this Act; and generally relating to messenger service businesses. BY repealing and reenacting, with amendments, Article – Labor and Employment Section 8–206(d) Annotated Code of Maryland (2008 Replacement Volume and 2015 Supplement) SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows: **Article - Labor and Employment** 8-206.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

<u>Underlining</u> indicates amendments to bill.

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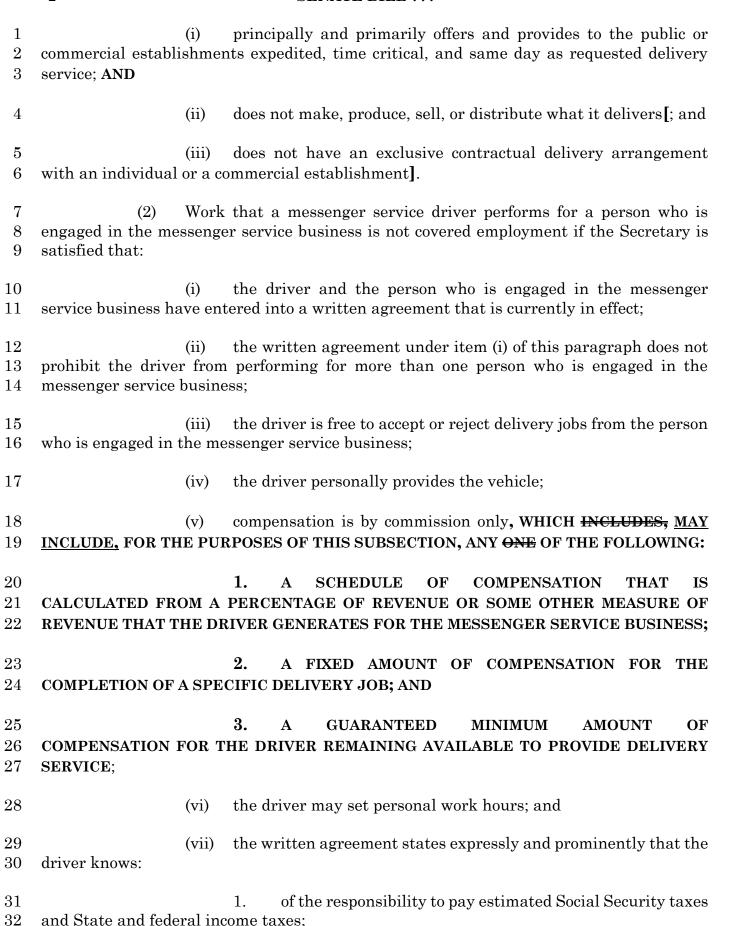
(d)

(1)

Strike out indicates matter stricken from the bill by amendment or deleted from the law by amendment.

In this subsection, "messenger service business" means a business that:





	Speaker of the House of Delegates.
	President of the Senate.
	Governor.
	Approved:
21 22	SECTION $\stackrel{2}{=}$ 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2016.
19 20	(2) <u>benefit charges for unemployment insurance claims for benefits based</u> on work performed on or after January 1, 2013.
17 18	(1) rates of contributions for employing units for all calendar years beginning on or after January 1, 2013; and
14 15 16	Employment Article, as enacted by Section 1 of this Act, shall be construed to apply retroactively and shall be applied to and interpreted to affect all determinations by the Secretary of Labor, Licensing, and Regulation of:
13	SECTION 2. AND BE IT FURTHER ENACTED, That § 8–206(d) of the Labor and
9 10 11 12	(ii) emergency medical supplies, records, parcels, or similar items if the messenger service business provides to the Secretary evidence of a worker status determination from the Internal Revenue Service or other evidence that the messenger service driver is excluded from coverage under the Federal Unemployment Tax Act.
7 8	(i) individually addressed mail, messages, and documents in paper or magnetic format; and
4 5 6	(3) A messenger service driver for a messenger service business whose work is not covered employment under paragraph (2) of this subsection may deliver to the public or commercial establishments on foot, by bicycle, or by motor vehicle:
3	3. that the work is not covered employment.
$\frac{1}{2}$	than the Social Security tax the driver must pay is higher than the Social Security tax the driver would pay otherwise; and