



Introduced Version

SENATE RESOLUTION No. 87

DIGEST OF INTRODUCED RESOLUTION

A SENATE RESOLUTION urging the legislative council to assign to the appropriate study committee the topic of worker misclassification reporting by state agencies.

NIEZGODSKI

April 16, 2019, read first time and referred to Committee on Pensions and Labor.



Introduced

First Regular Session 121st General Assembly (2019)

SENATE RESOLUTION No. 87

MADAM PRESIDENT:

I offer the following resolution and move its adoption:

1 A SENATE RESOLUTION urging the legislative council
2 to assign to the appropriate study committee the topic of worker
3 misclassification reporting by state agencies.

4 *Whereas, Worker misclassification occurs when employers*
5 *incorrectly classify their workers as independent contractors*
6 *rather than employees. This practice enables the employer to*
7 *avoid making certain payments or benefits to the misclassified*
8 *worker who is providing services. By misclassifying workers,*
9 *employers may avoid paying unemployment taxes on wages and*
10 *may also be denying worker's compensation and/or*
11 *unemployment insurance;*

12 *Whereas, When employees are misclassified as contractors,*
13 *they do not receive the essential employee benefits that they*
14 *have rightly earned, which in turn has a negative financial*
15 *effect on the individuals and their families;*

16 *Whereas, The negative effects of worker misclassification*
17 *can go beyond just the individual. They allow some employers*
18 *to tout inaccurate lower labor costs, which alters the conditions*
19 *for a fair and competitive marketplace;*



1 *Whereas, The state of Indiana has an interest in*
2 *understanding the state agencies' current practices regarding*
3 *worker misclassification. Further investigating worker*
4 *misclassification could provide Indiana with information such*
5 *as current reporting practices and mechanisms for future*
6 *reporting from state agencies. Being aware of specific details*
7 *pertaining to the issue would contribute to the legislature's*
8 *ability to properly address it; and*

9 *Whereas, The Indiana General Assembly has the ability to*
10 *require reporting information from the State Department of*
11 *Revenue, the State Department of Labor, the Worker's*
12 *Compensation Board of Indiana, and the Department of*
13 *Workforce Development. Having this information could*
14 *contribute to the General Assembly's ability to craft substantive*
15 *policy solutions. Indiana should do all that it can in order to*
16 *protect its workers and ensure that employees are justly*
17 *compensated for the services they provide: Therefore,*

18 *Be it resolved by the Senate of the*
19 *General Assembly of the State of Indiana:*

20 SECTION 1. That the Indiana Senate urges the legislative council
21 to assign to the appropriate study committee the topic of worker
22 misclassification reporting by state agencies.

