

SENATE BILL 2104

By Stanley

AN ACT to amend Tennessee Code Annotated, Title 36,
Chapter 5, Part 11, relative to employment
records.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 36-5-1101, is amended by designating the existing language of subdivision (5) as subdivision (5)(A), and by adding a new subdivision thereto, as follows:

(5)(B) "Employee" also means persons who are subcontractors or independent contractors as defined in § 50-6-102. "Employee" does not mean a direct seller as defined in § 50-7-207(c)(12);

SECTION 2. Tennessee Code Annotated, Section 36-5-1105, is amended by deleting in its entirety the first sentence of such section and by substituting instead the following:

Each report required by § 36-5-1102 shall be made on a W-4 form or a 1099 form, as appropriate, or at the option of the employer, an equivalent form, containing the same data as required on the W-4 form or 1099 form.

SECTION 3. This act shall take effect July 1, 2009, the public welfare requiring it.