

1 AN ACT relating to worker benefits.

2 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 336 IS CREATED TO
4 READ AS FOLLOWS:

5 *(1) As used in this section:*

6 *(a) "Hiring party" means a person who hires or enters into a contract with a*
7 *self-employed worker;*

8 *(b) "Portable benefit plan" means a benefit plan that is provided by a third-*
9 *party insurance provider chosen by a self-employed worker and assigned to*
10 *a beneficiary rather than to an employer or hiring party, including but not*
11 *limited to:*

12 *1. Health insurance;*

13 *2. Unemployment insurance;*

14 *3. Disability insurance;*

15 *4. Life insurance; or*

16 *5. Retirement benefits; and*

17 *(c) "Self-employed worker" means a person who earns his or her living from*
18 *an independent pursuit of economic activities, rather than from a separate*
19 *company or individual.*

20 *(2) A public or private entity, including an internet or application-based company,*
21 *may voluntarily contribute funds to a portable benefit plan as a form of*
22 *compensation to a self-employed worker beneficiary. Contributions to a portable*
23 *benefit plan shall not be used as:*

24 *(a) Criterion for determining a worker's employment classification; or*

25 *(b) Evidence of employer liability.*